

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45804 of 2017

Arising Out of PS.Case No. -37 Year- 2017 Thana -MUFFASIL District- AURANGABAD

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Girija Singh @ Girja Singh Son of Ramchandra Singh, R/o Village- Kansh,
P.S.- Barun, District- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar
For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 04-10-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner apprehends his arrest in Aurangabad
(Muffasil) P.S.Case No.37/17 instituted for the offence under
Sections 379, 411 of Indian Penal Code and Sections 3,4,5 of
Mines Act.

It is alleged in the F.I.R. that in course of vehicle
checking two vehicles loaded with sand were apprehended. One
driver fled away and one driver of the vehicle was caught. The
petitioner is the owner of Swaraj Tractor bearing Registration
No.BR26K-2421.

It is submitted on behalf of the petitioner that his
driver had a valid challan for carrying sand on his tractor which
will appear from Annexure-2.



In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Aurangabad (Muffasil) P.S. Case No. 37/17, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Chief Judicial Magistrate, Aurangabad**, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

AnilKrSinha/-

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