

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40217 of 2017

Arising Out of PS.Case No. -35 Year- 2016 Thana -MOTIHARI RAIL P.S. District-
WESTCHAMPARAN(BETTIAH)

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1. Sonelal Ram son of Bhulal Ram
2. Chhotela Yadav son fo Chandrika Yadav
Both resident of village- Papaur, P.S. Pacharukhi, District Siwan.
..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar Pandey

For the Opposite Party/s : Mr. Md. Sufiyan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 25-08-2017 Heard the parties.

The petitioners seek regular bail in connection with
Motihari P.S.Case No.35 of 2016 , registered for offences
punishable under Sections 467, 468, 471, 419 and 420 of the
Indian Penal Code.

Allegation against the petitioner as per FIR is of
illegally purchasing 2560 metric tons stone chips and causing loss
of sales tax to the Government.

Submission of the learned counsel for the petitioner is
that he has already paid the tax, which will appear from
Annexure2 of the petition and the other accused persons from
which he is alleged to have purchased the stone chips has already
been granted bail by this Court, vide order 4.8.2017 passed in Cr.



Mi. No.35105 of 2017. The petitioner is in custody for more than four months.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Railway, Bettiah (West Champaran) in connection with Motihari Rail P.S.Case no.35 of 2016.

With following conditions :

- (i) One of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioners will not induce any witness or tamper with the evidence.
- (iii) The petitioners shall co-operate in disposal of trial and make themselves available as and when required by the court. In the event of failure on their part to appear before the court below on two consecutive dates without showing any genuine reason, their bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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