

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28523 of 2017

Arising Out of PS.Case No. -5 Year- 2017 Thana -AMBA District- AURANGABAD

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Umesh Kumar Singh S/o Raghunath Singh, Resident of Village- Dildar
Nagar Murgasale, P.S.- Asansole, District- Asansole (West Bengal).

.... 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. Sri Nityanand Tiwary

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

4 17-10-2017 Heard both sides.

The petitioner apprehends his arrest in Amba P.S.
Case No. 5 of 2017 registered for the offences punishable under
Sections 379 and 411 of the Indian Penal Code, Section 40 of the
Bihar Minor Mineral Concession Rule and Section 3 of Prevention
of Damage of Public Property Act.

The two trucks bearing registration number WB37C-
4755 and JH09H-3351 were intercepted while they were carrying
stone chips. It is alleged that the trucks were overloaded with
stone chips and the drivers were not carrying papers.

Learned counsel for the petitioner submits that the
petitioner is the owner of the truck bearing number WB37C-4755.
The driver of the truck was plying the truck on hire. The owner of



truck number JH09H-3351 has already been enlarged on anticipatory bail vide order dated 01.07.2017 passed in Cr. Misc. No. 25236 of 2017.

Considering the facts aforesaid, the petitioner above named in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad in Amba P.S. Case No. 5 of 2017, Subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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