

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58789 of 2017

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1. Mukesh Kumar Son of Akhilesh Sah @ Akhileshwar Sah Resident of
village- Baro, Shiv Mandir Tola, P.S.- Phulwaria, District- Begusarai
..... Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar

For the Opposite Party/s : Mr. Sri Sanjay Kumar Tiwary 1

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 13-12-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 24.08.2017 in
connection with Barauni (Gadhara O.P) P.S. Case No. 437 of
2016 for the offence registered under Sections 413 and 414 of the
Indian Penal Code and Section 7 of the Essential Commodities
Act.

Learned counsel for the petitioner submits that the
Pick-up Van had been seized was not having any material or
stolen diesel from the Tanker and it was seized alongwith the
Chaff (Bhusa). It is further submitted that though the vehicle was
seized, the petitioner, subsequently, took release of the vehicle
bearing Registration No. BR 09M-5347 and till that date, there
was no allegation against the present petitioner. However,
subsequently, on the basis of certain mischievous intervention by
malicious persons, the name of the petitioner has been brought in.



It is further submitted that all papers of the petitioner were found to be in order and there is no allegation that it was carrying any stolen property.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate, Begusarai in connection with Barauni (Gadhara) P.S. Case No. 437 of 2016.

(Anjana Mishra, J)

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