

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8305 of 2018

Arising Out of PS.Case No. -267 Year- 2017 Thana –NASRIGANJ (RAJPUR) District- SASARAM
(ROHTAS)

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1. Bihari Pathak Son of Bachchu Pathak Resident of Village- Bakula Khoh,
P.S. Nasriganj, (Rajpur), District Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajani Kant Singh

For the Opposite Party/s : Mr. Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 17-02-2018

Heard both sides.

The petitioner apprehends his arrest in Nasriganj
(Rajpur) P.S. case No. 267 of 2017 for the offences punishable
under Section 379/411 of the Indian Penal Code and under Section
40 (1) of Bihar Mining Act.

The learned counsel for the petitioner submits that
petitioner was carrying soil from his own land on his tractor but on
false allegation that petitioner was carrying sand this case has been
lodged.

Considering the facts aforesaid and the nature of
allegation made against the petitioner, the petitioner above named
in the event of his arrest or surrender before the learned 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 Sub divisional Judicial Magistrate, Bikramganj, Rohtas in connection with Nasriganj (Rajpur) P.S. case No. 267 of 2017, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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