

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33831 of 2018

Arising Out of PS.Case No. -61 Year- 2018 Thana -BARUN District- AURANGABAD

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1. Bijanti Devi W/o Dharmendra Kumar, R/o Vill.- Arai, P.S.- Daudnagar,
Distt.- Aurangabad (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Managing Director, BMMCR, Patna (Bihar).

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Birendra Kumar Singh

For the Opposite Party/s : Mr. Sri Mithilesh Kumar Khare

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 05-07-2018

Heard the learned counsels for the parties.

The petitioner seeks bail in anticipation of her arrest in connection with Barun P.S. Case No. 61/2018 dated 20.03.2018 instituted for the offences under Sections 379, 411, 420, 34 of the Indian Penal Code and Sections 4 and 40 of the Bihar Minor Mineral Concession Rule, 1972 read with Section 15 of the Pollution Act, 1986.

It has been submitted that the petitioner, being the owner of one of the tractors, cannot be held responsible for carrying sand without challan and GPS. The petitioner has got clean antecedent and his implication in the present case, it has been argued, is only because he happens to be the owner of the tractor which was being plied on commercial basis.

Considering the aforesaid facts, the petitioner above



named is directed to be released on bail, in the event of her surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, on her furnishing bond in the sum of Rs. 10,000/- (Ten Thousand), with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad in connection with Barun P.S. Case No. 61/2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Ashutosh Kumar, J.)

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