

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59 of 2018

Arising Out of PS.Case No. -115 Year- 2017 Thana -SHEIKHOPUR SARAI District- SEKHPURA
=====

1. Ravi Shankar @ Kanhaiya, Son of Arvind Kumar, Resident of Village-
Mahrath,P.S.-Kashichak, District-Nawada.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s
=====

Appearance :

For the Petitioner/s : Mr. Premchandra Yadav

For the Opposite Party/s : Mr. Sri Ajit Kumar
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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 15-01-2018 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

This is an application for grant of anticipatory bail in
connection with Shekhopur Sarai P.S. Case No. 115 of 2017
registered for the offence punishable under Sections 379, 353 of
the Indian Penal Code and Sections 75(4)(i), 4(1A) and 99 of the
Bihar Minor Mineral Rules 2007.

The allegation of the informant is that when he had
apprehended the tractor being driven by the petitioner, which was
carrying sand, the driver of the said tractor had handed over the
challan, however, when the informant went to the place from
where the sand was being loaded, the petitioner herein fled away
with the said tractor.



The learned counsel for the petitioner submits that the petitioner was validly carrying the sand and it is an admitted fact that he had handed over the challan to the informant. It is further submitted that it is highly improbable that when the informant had taken away the keys of the tractor, he would have fled away from the place of occurrence. It is further submitted that the petitioner is said to have a clean antecedent.

Having regard to the facts and circumstances of the case, I deem it fit and proper to enlarge the petitioner above named, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, on anticipatory bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sheikhpura in connection with Shekhopur Sarai P.S. Case No. 115 of 2017 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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