

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53650 of 2018

Arising Out of PS. Case No.-154 Year-2018 Thana- BARUN District- Aurangabad

Ujjawal Mishra, son of Janardan Mishra, R/O Village Sisrit, P.s. Nokha,
Disdtrict Rohtas at Sasaram.

... .. Petitioner/s

Versus

The State of Bihar & Anr

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh

For the Opposite Party/s : Mr. Sri Uma Shankar Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 11-12-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Barun P.S. Case No. 154 of 2018 registered under Sections
379, 411 and 420/34 of the Indian Penal Code and Section 4/40
BMMC Rules and Section 15 of Environmental Protection Act.

In course of raid at the Kocharh Sand Ghat, two
tractors attached with trailer loaded with illegal sand and one
motorcycle were seen. Thereafter, signal was given to stop the
tractors and motorcycle then the drivers of the tractors and
motorcycle rider fled away from there.

Learned counsel for the petitioner submits that
petitioner is the owner of tractor bearing engine no.



TLAN0005983 and chassis no. LAH 350030 422, which was said to be seized with the loaded trailer with sand and he has no knowledge about carrying the illegal sand on his tractor by the driver, who was engaged by the petitioner. It is further submitted that petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Aurangabad, in connection with Barun P.S. Case No. 154 of 2018, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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