

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42662 of 2018

Arising Out of PS.Case No. -120 Year- 2018 Thana -BARUN District- AURANGABAD

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1. Rukmini Devi, Wife of Rambachan Singh, Resident of Village+P.S.-
Barun, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Sri Ram Anurag Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 24-07-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Barun P.S.Case no.120 of 2018 , registered for offences punishable under Sections 379, 411, 420/34 of the Indian Penal Code and Section 4/40 of Bihar Mines and Mineral Concession Rule and 15 of Environmental Protection Act.

Allegation against the petitioner who happens to be owner of the tractor is that his tractor along with several other tractors were intercepted by the police carrying illegal sand.

Submission of the learned counsel for the petitioner is that she is a lady and she is having challan but the same could not be produced at the time of raid.

Heard learned A.P.P. also.



Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Aurangabad in connection with Barun P.S.Case No.120 of 2018 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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