

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.28970 of 2018**

Arising Out of PS. Case No.-97 Year-2018 Thana- NABINAGAR District- Aurangabad

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1. Suresh Singh, Son of Ramadhar Singh.
  2. Santan Kumar Singh, Son of Ashok Kumar Singh.
  3. Om Prakash Singh, Son of Late Shyam Narayan Singh.
  4. Binay Prasad Bhagat, son of Mukhlal Bhagat.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar, Advocate.

For the Opposite Party/s : Mr. Sri Sanjay Kumar Tiwary 1, APP

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

ORAL ORDER

2     14-05-2018                      Heard learned counsel for the petitioners and the learned A.P.P. for the State.

The petitioners apprehend their arrest in connection with Nabinagar P.S. Case No. 97 of 2018, registered under Sections 379 and 411 of the Indian Penal Code.

The accusation is of seizing four tractors attached with trailers respectively, belonging to the petitioners carrying the sand without valid chalan and also without covering the trailers.

Learned counsel for the petitioners submits that, in fact, all four petitioners are the owner of the four tractors, which were being driven by the drivers and the tractors were carrying



the soil mixed with sand for filling the village road, but the same were seized by the informant showing the loading of sand. Further submission is that petitioners have no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioners be released on bail, in the event of their 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) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Aurangabad, in connection with Nabinagar P.S. Case No. 97 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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