

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47316 of 2018

Arising Out of PS.Case No. -25 Year- 2018 Thana -MALI District- AURANGABAD

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Bimlesh Singh, S/o Late Saguni Singh, resident of Village- Rahra, P.S.-
Badem, District- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Advocate.

For the Opposite Party/s : Mr. Chaubey Jawahar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 29-08-2018

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Mali P.S. Case No. 25 of 2018** instituted for the offence under Sections 379, 411/34 of the Indian Penal Code, Section 4, 40 of Bihar Minor Mineral Concession Rule and Section 15 of Environment Protection Act.

Counsel for the petitioner has submitted that petitioner is owner of tractor mentioned at item No. 3 of the written report. The petitioner has been falsely implicated in this case. It has further been submitted that other co-accused persons with similar allegation have already been granted anticipatory bail by a coordinate Bench of this Court vide order dated 29.06.2018 passed in Cr. Misc. 38458 of 2018.



Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Mali P.S. Case No. 25 of 2018**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned **Additional Chief Judicial Magistrate-V, Aurangabad**, subject to the conditions as laid down under Section 438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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