

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.60819 of 2018

Arising Out of PS.Case No. -240 Year- 2018 Thana -AMARPUR District- BANKA

=====

1. Nand Kishore Pandey, S/o Late Mahadeo Pandey,
2. Sanjeev Pandey @ Sanjeev Kumar Pandey, Son of Nand Kishore Pandey,
Both resident of Village- Kajhiya, P.S.- Amarpur, District- Banka.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Assistant Director, Mines and Geology Department, Banka.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Adv

For the Opposite Party/s : Mr. Sri Ganesh Prasad Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 01-10-2018 Heard learned counsel for the petitioners and

learned Additional Public Prosecutor for the State.

The petitioners are apprehending their arrest in

a case registered for the offences punishable under

Sections 379 and 411 of the Indian Penal Code, Section

4/40 of B.M.M.C. Rules, 1972 and 4/21 M.M. (D & R) Act,

1957.

The petitioners are owners of the tractors

which were seized alongwith stolen sand.

Submission of learned counsel for the

petitioners is that the driver fled away leaving the tractors

and the petitioners had no knowledge about the loading or

unloading of the sand on the said tractors.



Considering the fact that there is no direct evidence against the petitioners, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Amarpur P.S.Case No. 240 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further the petitioners shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioners.

(Birendra Kumar, J)

Nitesh/-

U		T	
---	--	---	--

