

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11865 of 2019**

Arising Out of PS. Case No.-84 Year-2018 Thana- BANDHUWA KURAWA District- Banka

1. Binod Yadav Son of Jhabbu Yadav
2. Subhash Yadav S/o Jhabbu Yadav
Both Resident of Village - Paperwa Angaro, P.S.- Banka, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Mukherjee
For the Opposite Party/s : Mr.Ajay Kumar

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

2 27-02-2019 The petitioners apprehend their arrest in connection with Bandhuwa Kurawa P.S.Case No. 84 of 2018 registered under Sections 379 and 411 of the Indian penal Code.

It is alleged that petitioner is owner-cum-driver of the tractor which has been apprehended by the police loaded with sand.

Submission of learned counsel for the petitioner is that he has already deposited the fine which will appears from Annexure-2, however, on query, he could not satisfy as to whether petitioner is a licence holder for doing business of the sand.

Heard learned APP also.

Having heard both sides and in view of the facts and



circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to him rather he should surrender within a period of six weeks from the date of receipt of a copy of this order and make prayer for regular bail, which shall be considered and disposed of on its own merit without being prejudiced by this order, if possible, on the same day.

(Vinod Kumar Sinha, J)

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