

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.15571 of 2019**

Arising Out of PS. Case No.-159 Year-2018 Thana- DAWATH District- Rohtas

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1. NIYAJ QURAISHI Son of Imteyaj Quraishi Resident of Village - Ishupur Mohammadabad, P.S. - Ishupur Kotwali, District - Gazipur (Uttar Pradesh).
  2. Hibbu Sheikh Son of Late Mursalim Sheikh Resident of Village - Manarampur, P.S.- Pakur, District - Pakur, State- Jharkhand.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Rajani Kant Singh

For the Opposite Party/s : Mr.Navin Kumar Pandey, APP

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      13-03-2019                      Heard learned counsel for the petitioners and learned  
learned Additional Public Prosecutor for the State.

The petitioners are in custody in connection with  
Dawath P.S. Case No. 159 of 2018 for the offenses under  
Sections 429, 153A, 295A, 34 of the Indian Penal Code.

Learned counsel for the petitioners submits that  
petitioner No. 1 driver and the petitioner no. 2 is labourer. They  
have no criminal antecedent. Referring to the prosecution case  
he submits that the vehicle was carrying bones of the animals.  
There is suspicion that petitioners are involved in illegal trade of  
animal flesh. Counsel submits that there is a factory in the name  
of Esmat Bones and Fertilizer of which authorized partner is



Abdul Waris and Abdul Quddus. The bone was purchased from Smath Bones and Fertilizer for which purchase challan was issued. The truck ws loaded on the basis of valid challan and merely on suspicion the petitioners have been apprehended and rotting in jail custody since 17.11.2018.

Considering the fact that the petitioners have no criminal antecedent, let the petitioners, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Bikramganj, Rohtas in connection with Dawath P.S. Case No. 159 of 2018.

**(Anil Kumar Upadhyay, J)**

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