

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25122 of 2019

Arising Out of PS. Case No.-49 Year-2019 Thana- BARUN District- Aurangabad

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Baljit Kumar @ Baljit Singh S/o Prayag Prasad R/o village- Patarhi, P.S.-
Sheo Sagar, District- Rohtas, at present R/o village- Sonnagar Kochad, P.S.-
Barun, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh

For the Opposite Party/s : Mr. Pranav Kumar

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 24-04-2019 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 379, 420
and 411/34 of the Indian Penal Code and 4/40 BMMC Rules &
15 of Pollution Control Act.

Illegal sand laden tractor of the petitioner is said to
have been seized by the police personnel and its driver
managed to escape.

Learned counsel for the petitioner submitted that no
such occurrence as alleged ever took place. The petitioner is
quite innocent and has been falsely implicated in this case. As a
matter of fact, petitioner happens to be owner of the said tractor



and the driver of the tractor was transporting the sand without his knowledge. At the time of occurrence, the driver of the tractor had gone to get the challan issued in the meantime the tractor was seized and the driver fled away threatening his arrest. There is violation of Section 100 Cr.P.C. Petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Aurangabad in connection with Barun P.S. Case No. 49 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Prakash Chandra Jaiswal, J)

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