

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38657 of 2019

Arising Out of PS. Case No.-112 Year-2019 Thana- BARUN District- Aurangabad

PAVITRA DEVI Wife of Mahendra Sah, Resident of Village-Tendua, P.S.-
Agrer, District-Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhaneshwar Prasad Gupta

For the Opposite Party/s : Mr.Anand Kishore Choudhary

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 25-06-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Barun P.S. Case No. 112 of 2019
registered for offence punishable under sections 379, 411,
420/34 of the Indian Penal Code, 4/40 of the B.M.M.C.R. Act
and section 15 of the Environment Protection Act.

It is a case of illegal extraction of sand and the
petitioner is the owner of vehicle and she was found with the
illegal sand which was carrying without the proper authority.

As the petitioner has no criminal antecedent, her
prayer for bail is allowed and she, in the event of arrest or
surrender before the court below within six weeks from today, is
directed to be enlarged on anticipatory bail on furnishing bail



bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Aurangabad in connection with Barun P.S. Case No. 112 of 2019, subject to the conditions as laid down under section 438 Cr. PC and also subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court. The petitioner will not induce any witness or tamper with the evidence. The petitioner shall cooperate in the disposal of trial and make herself available as and when required by the court. If the petitioner is found involved in similar type of allegation in future, the prosecution will have liberty to file an application for cancellation of her bail bond.

(Shivaji Pandey, J)

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