

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79079 of 2018

Arising Out of PS. Case No.-159 Year-2018 Thana- KALYANPUR District- East Champaran

Md. Tabrej Son of Gattar Kuraishi, Resident of Village- Tajpur Milki
Gonchahi, Police Station- Kesharia, Distt- East Champaran, Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Upendra Kumar Chaubey, Advocate
For the Opposite Party/s : Smt. Madhuri Lata, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 10-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Kalyanpur P.S. Case No.159 of 2018,
registered for the offences punishable under Section 414 of the
Indian Penal Code and Sections 11 (i) (d) (e) and (f) of the
Prevention of the Cruelty of the Animal Act.

From the vehicle bearing registration no. BR-05 GA –
2044, the police have rescued 10 calves and arrested three
accused persons, namely, Akbar Ali (driver), Azim Nutt and
Mohd. Afroz, who have already been granted bail. The
petitioner is not named in FIR but his name has come during
investigation as owner of the vehicle. He submits that he has no



knowledge about the activity of his driver.

Looking to the entire facts and circumstances of the case, let the petitioner, namely, Md. Tabrej, be released on anticipatory bail in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, East Champaran, Motihari, in connection with Kalyanpur P.S. Case no.159 of 2018, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure with a further condition that if the petitioner, after his release in this case, is again found involved in similar nature of cases then the concerned court would be at liberty to take steps for cancellation of his bail bonds.

(Shivaji Pandey, J)

V.K.Pandey/
S. Katyayan

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