

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58457 of 2019

Arising Out of PS. Case No.-202 Year-2019 Thana- TEKARI District- Gaya

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Bhuneshwar Yadav, Son of Late Rameshwar Yadav Resident of Village -
Paharipur Dadar, P.S.- Goh, Dist.- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prithivi Raj Singh

For the Opposite Party/s : Mr.Nitya Nand Tiwary

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 17-09-2019 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Tikari (Panchanpur) P.S. Case No. 202 of 2019, registered
under Sections 379 and 411 of the Indian Penal Code, Section
15 of the E.P Act and Sections 4 and 21 Rule MM(D&R Act),
Rule 4/40 of the Bihar Small Mines Rule 1972 and Rule-6 Sub
4/5(a), 15(c) and 8(a) of the Bihar Mine (IMT) and Bhandran
Prohibition Rule 2003.

The accusation is that in course of checking, on
seeing the informant along with other police personnel, the
driver of tractor attached with trailer loaded with illegal sand,
succeeded to flee away.



Learned counsel for the petitioner submits that the petitioner is the owner of seized tractor attached with trailer, in fact, his tractor was taken by the driver for fare purpose and petitioner has no concerned with the seized illegal sand. Further submission is that 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 six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M-VI, Gaya, in connection with Tikari (Panchanpur) P.S. Case No. 202 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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