

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7432 of 2022

Arising Out of PS. Case No.-289 Year-2021 Thana- WARISLIGANJ District- Nawada

Upendra Yadav S/o Kashi Yadav Resident of Village - Gafur Bigha, P.S. -
Ashtawa, District - Nalanda.

... .. Petitioner/s

Versus

The state of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anurag Saurav, Advocate.

For the Opposite Party/s : Mr.Shyameshwar Dayal, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 05-09-2022

This matter has been put up before the
Court under the heading to be mentioned.

It is submitted by the learned counsel for the petitioner
that on the previous date the Court had granted pre-arrest bail to
the petitioner but due to mistake order issuing notice to
opposite party no.2 was typed in the order dated 02.08.2022.

In that view of the matter order dated 02.08.2022 be
read as follows:

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in a case registered
for the offence punishable under section 379/411 of the Indian
Penal Code.

Prosecution case is that petitioner and other co-
accused persons were engaged in theft of sand by uploading the



same on three trucks.

Learned counsel for the petitioner has filed supplementary affidavit indicating that petitioner has already deposited fine amount of Rs. 2,58,850/- vide para 5 of the supplementary affidavit. Petitioner is merely a driver of the truck. Petitioner has got no criminal antecedent.

Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-II Nawada in connection with Warisaliganj Police Station Case No. 289 of 2021, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

shashi/-

U		T	
---	--	---	--

