

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30538 of 2024

Arising Out of PS. Case No.-778 Year-2023 Thana- SAHPUR District- Patna

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1. PARIKSHAN RAI SON OF AYODHYA RAI RESIDENT OF VILLAGE-
LODIPUR, BYAPUR, P.S.- MANER, DIST-PATNA,BIHAR
 2. DHARMENDRA KUMAR SON OF TAWAKAL RAI RESIDENT OF
VILLAGE- LODIPUR, BYAPUR, P.S.- MANER,DIST-PATNA,BIHAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nishikant , Advocate
For the Opposite Party/s : Mr. Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-06-2024 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners apprehend their arrest in a case
registered for the offence under Sections 420, 379 / 34 of the
Indian Penal Code.

3. Petitioner No. 1 is owner and petitioner No. 2 of
Tractor bearing Tractor Nos. BR-01GG-8750, which was seized
by the Mines Department, Patna due to overloading of sand.

4. It is submitted on behalf of petitioners that
petitioners have been made accused merely because they happen
to be owner and driver of the tractor in question. It is further
submitted that the fine of Rs. 46300/- imposed by the Mines



Department, Patna, has already been deposited by the petitionersNo. 1 . Similarly situated co-accused persons have already granted bail by this Court vide order dated 24.04.2024 in Cr. Misc. No. 24529 of 2024 . Petitioners claim clean antecedent.

5. Learned A.P.P. for the State has opposed the bail petition.

6. Considering the aforesaid facts and circumstances, let the above named petitioners, in the event of their arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Danapur (Patna) in connection with Shahpur P.S. Case No. 778 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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