

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70247 of 2023

Arising Out of PS. Case No.-58 Year-2023 Thana- AZIMABAD District- Bhojpur

Shubham Kumar S/O Brijbihari Singh R/O Village- Udwanthnagar, P.S-
Azimabad, Distt.- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Anil Kumar, Adv.
For the State	:	Mr. Shyameshwar Dayal, APP
For the Mines	:	Mr. Naresh Dikshit, Adv.
		Mr. Brij Bihari Tiwary, Adv.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 07-05-2024 Heard the parties.

2. The petitioner apprehends his arrest in connection with
Azimabad P.S. Case No. 58 of 2023 registered under Sections
379 and 411 of the Indian Penal Code.

3. As per prosecution case, petitioner is the owner of the
tractor in which illegal sand was loaded.

4. Learned counsel appearing on behalf of the petitioner
submits that petitioner is ready to pay Rs. 40,000/- to the
Mining Department.

5. Considering the aforesaid contention made on behalf of
the petitioner, this anticipatory bail is allowed and it is ordered
that let the above named petitioner in the event of arrest or
surrender before the learned court below within a period of six



weeks from today, be enlarged on bail, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate-I, Bhojpur at Ara in connection with Azimabad P.S. Case No. 58 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr. P.C. with direction to the petitioner that :-

i. Petitioner shall deposit Rs. 40,000/- (Forty Thousand) through Bank Draft to the Mining Department and will produce the receipt of the same at the time of furnishing bail-bond, failing which, the learned Court below would be at liberty to cancel the bail-bond.

6. It is made clear that this order has been passed only for the purpose of bail, without going into the merit of the case.

(Prabhat Kumar Singh, J)

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