

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55354 of 2015

Arising Out of PS.Case No. -141 Year- 2015 Thana -BIKRAMGANJ District- SASARAM
(ROHTAS)

- =====
1. Ganesh Prasad Singh Son of Ram Dular Singh, Resident of Village- Mathurapur, P.S.- Sanjhauli, District- Rohtas (Sasaram)
 2. Nagendra Kumar Son of Rajendra Prasad Resident of Village- Dusadhi Bazar, Piro, P.S.- Piro, District- Bhojpur.

..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chhote Lal Mishra

For the Opposite Party/s : Mr. Ram Bachan Singh (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 14-12-2015

Heard learned counsels for the petitioners

and the State.

The petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 379/411, 120B of the Indian Penal Code, 4/44 of Mines and Mineral (Development & Regulation) Act and 33, 41, 42, 51 and 52 of the Indian Forest Act.

The prosecution case is that a truck met with an accident loaded with stones chips when it was found that the stones were illegally mined from Fazilpur protected forest. The petitioners are owner and the driver of the vehicle in

question.

It is submitted by learned counsel for the petitioners that the stones were transported on valid challans but the same were not considered, on suspicion the accusation has been levelled and for which confiscation proceeding has already been started.

The aforesaid facts may constitute ground for consideration of prayer for regular bail, if the petitioners surrender before the learned court below within a period of six weeks from today in connection with Bikramganj P.S. Case No. 141 of 2015 pending in the court of learned Additional Chief Judicial Magistrate, Bikramganj, Rohtas.

Accordingly, this application is disposed of.

(Dinesh Kumar Singh, J)

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