

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.6134 of 2016

Arising Out of PS.Case No. -9 Year- 2013 Thana -ANTICHAK District- BHAGALPUR

1. Vicky Kumar Mandal @ Dhruv Nandan Kumar, S/o Rameshwar Bhagat,
Resident of Village- Tintanga Karari, P.S. Gopalpur, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Mr. Mustaque Alam (App)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

2 26-02-2016

Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Antichak Police Station Case No. 09 of 2013,
disclosing offences under Section 414 of the Indian Penal
Code and Section 21 of the Mines and Minerals (Regulation
and Development) Act.

On the basis of the written report of the District
Mining Officer, Bhagalpur, Antichak Police Station Case No.
09 of 2013 came to be instituted with an allegation that in
course of raid at Bateshwar Asthan, coal was being found to
be sold in plastic bags. The villagers of the said village
allegedly disclosed name of the petitioner as the person

involved in the business of selling coal.

Learned Counsel appearing on behalf of the petitioner submits that over and above the fact that the villagers disclosed the name of the petitioner, there is no other material against him. He further submits that the petitioner has no criminal antecedent and he will be making himself available for the purpose of investigation and trial, as and when required.

Considering the above submission, this application is allowed.

Let the petitioner, Vicky Kumar Mandal @ Dhruv Nandan Kumar, in the event of his arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri R. K. Mishra, learned Additional Chief Judicial Magistrate, Bhagalpur, in connection with Antichak Police Station Case No. 09 of 2013, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the same may be, as and when required and in the event of failure on his part to appear before the Court on two

consecutive occasions, his bail bond shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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