

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8772 of 2017

Arising Out of PS.Case No. -12 Year- 2014 Thana -BAIRIYA District-
WESTCHAMPARAN(BETTIAH)

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1. Shekh Abdul Majid @ Sk. Abdul Jamid @ Md. Majid, S/o SK. Tahsil,
Resident of village - Santpur, P.S. Nautan, District - West Champaran

.... Petitioner/s

Versus

1. The State of Bihar
2. Department of Mineral and Mines through its Principle Secretary, Govt.
of Bihar, Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar
For the Opposite Party/s : Mr. Sunil Kumar Pandey
For Mines Department : Mr. Rajendra Prasad.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 22-03-2017 The petitioner is apprehending his arrest in connection

with Bairia P.S. Case No. 12/2014, registered for offences

punishable under Sections 420/431 Indian Penal Code and Section

40 of Bihar Minor Mineral Concession Rule, 1972.

It has been submitted on behalf of the petitioner that

petitioner only happens to be the owner of the tractors, which were

seized, however it is submitted that the said tractor was given to

the driver at that time and the petitioner was not at all aware of the

said illegal act of the driver.

Heard learned A.P.P. and learned counsel appearing on

behalf of Mines Department.



Having heard both sides, considering the facts and circumstances of the case, I am not inclined to grant the petitioner, the privilege of anticipatory bail, it is accordingly rejected.

Let petitioner surrender before the court below and pray for regular bail and if any such application is filed, the court below after verifying the above submission of learned counsel for the petitioner, shall pass an appropriate order, without being prejudiced by the order of this Court.

(Vinod Kumar Sinha, J)

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