

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46598 of 2017

Arising Out of PS. Case No.-87 Year-2017 Thana- SARE District- Nalanda

1. Babli Yadav @ Babali Yadav son of Sikandar Yadav
2. Makesar Yadav, son of Ramlakhan Yadav, both residents of Village
Piprapur, P.S. Sare, Nalanda

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satya Ranjan Sinha

For the Opposite Party/s : Mr. SRI CHAUBEY JAWAHAR

**CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL**

ORAL ORDER

2 21-09-2017 Heard both sides.

Apprehending their arrest in Sare P.S. Case No. 87 of 2017 registered under section 353 & 379 IPC, sections 4 & 40 of B.M.M.C.R. Act and section 8(d) of the Bihar Mineral (Transportation of illegal Mining Storage and Prevention) Act, 2003, petitioners have prayed for anticipatory bail.

It is stated that the allegation of using the tractor(s) for illegal mining is not attributed to the petitioners. It is also not the case against the petitioners that they obstructed in due discharge of the duties of the government official(s). None of the tractors seized by the informant belong to or used by the petitioners. Both the petitioners have clean antecedents.

In the facts and circumstances of the case, let the



petitioners above named in the event of arrest/surrender within four weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/- each, with two sureties of the like amount each to the satisfaction of learned A.C.J.M. VII, Nalanda at Biharsharif in Sare P.S. Case No. 87 of 2017 on condition that one of the memebtrs of each of the petitioners shall be their own/close family members.

(Kishore Kumar Mandal, J)

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