

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40138 of 2017

Arising Out of PS. Case No.-30 Year-2017 Thana- SAHODARA District- West Champaran

1. VIJAY JAISWAL@VIJY KUMAR JAISWAL, Son of Sri Satyanarayan Jaiswal, resident of Mohallal- Narkatiaganj, P.S.- Shikarpur, District- West Champaran.
2. Devnath Mahto @ Dev Patwan @ Devnath Patwari, Son of Nepali Patwari, resident of Village- Rajpur, P.S.- Sahodara, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. SRI BAL MUKUND PRASAD SINHA

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 21-09-2017 Heard learned counsels for the petitioners and the State.

Petitioners apprehend arrest in connection with Sahodara P.S. Case No. 30 of 2017 registered for the offence punishable under sections 379/34 of the Indian Penal Code and section 4 of the Minor Minerals Concession Rules, 1972.

Learned counsel appearing for the petitioners submits that petitioners have been implicated this case merely on suspicion. Petitioners are not concerned with the alleged illegal excavation. Nothing has been recovered from the petitioners or the area in question to establish complicity of these petitioners. Allegations are not supported by any materials. Petitioners have no criminal antecedent.



Considering the facts and circumstances of the case and the submissions of advanced on behalf of the parties, let the petitioners, above named, in the event of arrest or surrender within a period of four weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate, Bettiah, West Champaran in connection with Sahodara P.S. Case No. 30 of 2017 subject to the conditions laid down under section 438(2) Cr.P.C.

(Arvind Srivastava, J)

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