

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.33953 of 2018

Arising Out of PS.Case No. -12 Year- 2018 Thana -HILSA
District- NALANDA (BIHARSHARIFF)

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Anil Kumar, driver of Tractor No. BR21D-4607, Son of
Pyare Gope, resident of Village- Tandpur, Police Station-
Hilsa, District- Nalanda.

.... Petitioner/s

Versus

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

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh

For the Opposite Party/s : Mr. Iftekhhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

- 2 05-07-2018 The petitioner seeks bail in anticipation of his
arrest in connection with Hilsa P.S. Case No. 12 of 2018,
dated 08.01.2018, instituted for the offences punishable
under Sections 379 and 414 of the Indian Penal Code,
Section 4/40 of the Bihar Mines and Mineral Control Rules,
1972 and Section 8 of the Illegal Mining Storage and
Transportation Act, 2003.

It is alleged in the F.I.R. that an attempt was



made to extract sand from a pond in an unauthorized manner.

The petitioner is the driver of the vehicle in question.

It has been submitted on behalf of the petitioner that he was having mud extracted from the pond which belongs to him. It has also been submitted that the owner of the vehicle (tractor) has been granted anticipatory bail by a Bench of this Court *vide* order dated 09.05.2018 passed in Cr. Misc. No. 28934 of 2018.

Regard being had to the nature of accusation and the facts stated above, let the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, be released on bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Hilsa at Nalanda in connection with Hilsa P.S. Case No. 12 of 2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Ashutosh Kumar, J)

Praveen-II/-

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