

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66109 of 2019

Arising Out of PS. Case No.-391 Year-2017 Thana- MANER District- Patna

PANKAJ KUMAR S/o Late Harendra Ray R/o village- Suwarmarwa, P.S.-
Maner, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar

For the Opposite Party/s : Mr.Mohammad Sufyan

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 23-10-2019 This application, for grant of anticipatory bail,

arises out of Maner P.S. Case No. 391 of 2017, disclosing

offences under Sections 379 and 411/34 of the Indian Penal

Code and Section 4/40 of Bihar Minor Mineral Concession Rule

1972 and 3/8 of Bihar Mineral Prevention of Illegal Mining

Transportation and Storage (Rule) 2003

Allegation as per F.I.R. vehicle of the petitioner was

seized loaded with sand and was kept at police station and no

paper was produced by the petitioner. It further appears that that

petitioner is accused in two other cases of similar nature.

Submission of learned counsel for the petitioner is

that he has been made accused in this case only because, he

happens to be owner of the tractor and the aforesaid tractor was

in control of the driver.



Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances of the case, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner may surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case, without being prejudiced by this order.

This application is, accordingly, dismissed

(Vinod Kumar Sinha, J)

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