

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63432 of 2019**

Arising Out of PS. Case No.-155 Year-2019 Thana- DHURAIYA District-
Banka

=====

KUNDAN KUMAR Son of Arun Prasad Sharma Resident of Village- Batsar
(Bazar), P.S.- Dhoraiya, District- Banka.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

=====

Appearance :

For the Petitioner : Mr. Brij Nandad Prasad, Advocate.

For the Opposite Party: Mr. Anuj Kumar Shrivastava, APP

=====

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 22-10-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 379, 411, 467, 468, 471 of the Indian
Penal Code and Section 4 B.M.M.C. Rule, 1972, Section 8(a), 8(b)
of Bihar Mining Prevention of Illegal Mining Transportation and
Storage Rule, 2003 and Section 15 of the Environmental
Protection Act, 1986 registered in connection with Dhoraiya P.S.
Case No. 155 of 2019

3. It is submitted that the petitioner has been falsely
implicated on the accusation that his tractor was found loaded
with illegally extracted sand. On verification of the relevant
transportation *challan* from the official website the same has
been found as fake. The petitioner is the owner of the subject



tractor and submits that he had no knowledge about the illegally loaded sand. The petitioner claims clean antecedents.

4. Having regard to the nature of accusations and the gravity of the offences alleged, this Court is not inclined to grant the privilege of anticipatory bail to the petitioner. The petition stands dismissed.

(Vikash Jain, J)

Ibrar//-

U		T	
---	--	---	--

