

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66857 of 2019

Arising Out of PS. Case No.-254 Year-2018 Thana- RAMNAGAR District- West Champaran

SUBODH KUMAR PATEL @ SUBODH PATEL Son of Late Sundar Patel
Resident of Village - Station Chowk, Gandak Road, Bettiah, P.S.- Bettiah
Town, Distt.- West Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Umesh Chandra Verma,Adv
For the Mining	:	Mr. Naresh Dikshit, Adv
For the Opposite Party/s	:	Mr.Damodar Prasad Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 21-01-2020 Heard learned counsel for the parties.

Petitioner apprehend his arrest in a case registered for the offence punishable under Sections 379 of the Indian Penal Code, section 40(4), (5), (7) (8) of the Bihar Minerals (Prevention of Illegal Mining, Transportation and Storage)rules, 2003, 21 of the Mines & Minerals (Development & Regulation) Act, 1957 and 15 of the Environment Protection Act, 1986.

Allegation against the petitioner is of illegal mining and transportation of sand from Masan river.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case being the owner of the Tractor which was being used for transportation of sand. Similarly, situated co-accused persons have been granted



bail by co-ordinate benche of this Court vide order dated 12.03.2019 passed in Criminal Miscellaneous No. 14587 of 2019. Petitioner has got no criminal antecedent.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on anticipatory bail in the event of his/her arrest or surrender before the court below within a period of four weeks from today upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending, in connection with **Ramnagar P.S. Case No. 254 of 2018**, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(S. Kumar, J)

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