

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.38153 of 2021**

Arising Out of PS. Case No.-86 Year-2019 Thana- BARUN District- Aurangabad

Munna Chandrawanshi @ Sanjay Kumar @ Munna Rajak, Son of Yugal Singh @ Jugal Rajak, Resident of Village - Barunganj, P.S.- Barun, District - Aurangabad (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Krishna Pd. Singh, Sr. Advocate  
Mr. Bhaskar Shankar, Advocate  
For the Opposite Party/s : Mr. Bal Mukund Prasad Sinha, APP

**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD**  
**ORAL ORDER**

2      14-12-2021      Heard learned Counsel for the petitioner and the learned APP for the State.

The petitioner seeks bail in connection with Barun P.S. Case No.86 of 2019 registered for the offences punishable under Sections 307, 420, 323, 353, 333, 379, 411, 504, 506, 427, 341, 147, 148, 149 of the I.P.C. and Sections 4 and 40 of the Bihar Minor Mineral Concession Rules and Section 15 of the Environment Protection Act.

Police personnel were trying to prevent illegal mining and it is alleged that they were obstructed and assaulted by 19 named and about 150 unknown persons.

It is submitted by the learned Senior Counsel that there is no specific allegation against the petitioner and similarly



situated named accused has been allowed anticipatory bail in Cr.Misc. No.35420 of 2019. Petitioner bearing a clean past unfortunately was taken in custody and he is in custody since 22.05.2021.

Learned APP for the State has opposed the prayer for bail.

Considering the rival submissions as also the facts and circumstances of the case, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Aurangabad, in connection with Barun P.S. Case No.86 of 2019, subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.



(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel would honour his undertaking in the instant proceedings regarding supply of the requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

**(Madhuresh Prasad, J)**

PNM

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