

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10027 of 2021

Arising Out of PS. Case No.-399 Year-2020 Thana- GRIYAK District- Nalanda

MANOJ SINGH @ MANOJ KUMAR Son Of Yadu Singh Resident Of
Village - Sithaura, P. S. - Rajgir, District - Nalanda.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar No.1

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 24-12-2021 Heard learned counsel for the petitioner and the State
through virtual mode.

Learned counsel for the petitioner is directed to remove
the defect(s), as pointed out by the office, within a period of
eight weeks.

The petitioner is apprehending his arrest in a case
registered under Sections 147, 148, 149, 353, 379, 427, 504 of
the Indian Penal Code and Rule 56 of Bihar Mineral
(Concession, Illegal Mining, Transportation, Storage) Act, 2019
and Rule 4/12 of M.M. (D.R.) Act, 1957.

Allegedly, some persons were illegally excavating and
carrying sand.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation



of tampering of witnesses alleged against the petitioner. The petitioner has been made accused in the present case due to mistake of fact. The petitioner happens to be owner of the truck, in question, on which, sand was being carried out. The petitioner had no intention to commit illegal mining.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount to the satisfaction of learned Chief Judicial Magistrate, Nalanda in connection with Giriyak P.S. Case No. 399 of 2020 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V.//-

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

