

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78082 of 2019

Arising Out of PS. Case No.-57 Year-2019 Thana- SURYAPUR District- Rohtas

SANTOSH MAHTO @ SANTOSH SAH Son of Awadh Bihari Prasad Singh
Resident of Village - and P.o.- Sahpur, P.S.- Dawath, Distt.- Rohtas, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sudama Singh

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

5 26-10-2021 Heard Sri Sudama Singh, learned counsel for the
petitioner and Sri Aditya Narayan Singh I learned APP for the
State.

Petitioner is seeking anticipatory bail in Suryapura P.S.
Case no. 57 of 2019 registered for the offence punishable under
sections 4(1), 2(K) and 40 of the Bihar Gaun Kharuj Samanudan
Niyamawali, 1972 read with section 15 of Environment
Protection Act, 1986.

Learned counsel for the petitioner submits that from
perusal of the allegation as alleged in the FIR, it would manifest
that informant has alleged that petitioner and others were
manufacturing bricks in session 2018-19 without depositing his
ownership and without taking permission.

Learned counsel for the petitioner further submits that



at para 9 of bail application petitioner is neither owner of any brick-kiln nor ran any brick-kiln and he does not deal with the business of brick-kiln and has been falsely implicated in this case. Earlier this court by order dated 18.02.2020 pleased to grant provisional bail to the petitioner in the aforesaid case.

Learned APP vehemently opposes the prayer for anticipatory bail.

Considering the facts and circumstances of the case in its totality, provisional bail granted to the petitioner by order dated 18.02.2020 is hereby confirmed.

(Satyavrat Verma, J)

s.hassan/-

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