

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37221 of 2022**

Arising Out of PS. Case No.-136 Year-2022 Thana- KAHALGAON District- Bhagalpur

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NAGO JHA @ NAGENDRA JHA SON OF LATE MAHAVIR JHA
RESIDENT OF VILLAGE- ORIAP, P.S.- ANTICHAK, KAHALGAON,
DISTRICT- BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar Sinha
For the Opposite Party/s : Mr. Ram Priya Sharan Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-09-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Kahalgaon (Ghogha) P.S. Case no. 136 of 2022 instituted
for the offence under Sections 379 and 411 of the Indian Penal
Code and BMMC Rules, 2019, Section 56.

It is a case of illegal mining and storage of stone chips
causing loss to the State exchequer of Rs. 10,32,400.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. His name has come on the basis of hear say statement
of local villagers but informant has not disclosed the name of so



called villagers, hence allegations have no force.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Kahalgaon (Ghogha) P.S. Case no. 136 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Bhagalpur subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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