

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47449 of 2021

Arising Out of PS. Case No.-27 Year-2012 Thana- MADHUBAN District- East Champaran

Lalan Singh @ Lalan Pd. Singh Son Of Sri Harendra Singh Resident Of
Village- Dubahan, P.O.- Krishna Nagar, P.S.- Dubaha Dostia And District East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Griyaghey

For the Opposite Party/s : Mr. Ram Naresh Ray

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 25-04-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 420 and
379 of the Indian Penal Code and Section 40 of Bihar Mines and
Minerals Rules, 1972.

As per FIR, petitioner runs brick-kiln illegally which
is prohibited by the Indian Government.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and have been falsely
implicated in this case. He submits that there is general and
omnibus allegation levelled against the petitioner. He submits



that occurrence took place in the year 2012 but till date no summons have been issued to the petitioner. He submits that petitioner has no brick-kiln anywhere. He submits that similarly situated co-accused has been granted regular bail by the learned court below itself. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposed the prayer for bail.

Considering the facts and circumstances of the case, I am not inclined to enlarged the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Madhuban P.S. Case No. 27 of 2012.

However, if the petitioner surrenders before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be considered by the learned court below in accordance with law.

(Anjani Kumar Sharan, J)

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