

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.51013 of 2021**

Arising Out of PS. Case No.-400 Year-2020 Thana- ARWAL District- Jehanabad

JITENDRA KUMAR SINGH S/o Rama Prasad Singh R/o village- Sirpalpur,  
Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                      |   |                      |
|----------------------|---|----------------------|
| For the Petitioner/s | : | Mr.Avinash Shekhar   |
| For the State        | : | Mr.Shyameshwar Dayal |
| For the O.P. No.2    | : | Mr. Naresh Dixit     |

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

4      30-06-2022                      Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered for the offence punishable under Section 379 of the Indian Penal Code, Section 21/22 of the Mines and Mineral (Development & Regulation) Act, 1957 and Rule 56(2) of Bihar Minerals (Concession, Prevention of Illegal Mining Transportation & Storage) Rules, 2019.

As per the prosecution case, petitioner is alleged to have excavated the sand outside the permitted area of alleged place without valid chalan.

It is submitted that petitioner has already deposited the amount of Rs. 17, 80, 370/- mentioned in the FIR to the District Mining Officer, Arwal, under protest vide letter dated



31.03.2021, which is not disputed by the learned counsel for the  
O. P. No.2.

Learned counsel appearing for the opposite parties  
opposed the prayer for anticipatory bail.

Considering the facts of the case, let the petitioner,  
above named, in the event of his arrest/ surrender within a  
period of six weeks from today shall be enlarged on bail on  
furnishing bail bond of Rs. 10,000/- (ten thousand) with two  
sureties of the like amount each to the satisfaction of Chief  
Judicial Magistrate, Arwal in connection with Arwal PS case  
No. 400/2020, subject to conditions laid down u/s 438(2) of the  
Cr. P. C.

**(Prabhat Kumar Singh, J)**

BKS/-

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