

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53980 of 2021

Arising Out of PS. Case No.-208 Year-2021 Thana- JAYNAGAR District- Madhubani

SATYADEO YADAV @ SATYADEO HAJRA @ SATAYDEO YADAV S/O
LATE BATHU YADAV R/o village- Bela, P.S.- Jaynagar, District-
Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh

For the Opposite Party/s : Mr.Shyameshwar Dayal

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 18-07-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard the learned counsel for the petitioner and learned

APP for the State.

The petitioner apprehends his arrest for the offences

alleged under Section 379 of the Indian Penal Code, 21 Mines &

Minerals (Development and Regulation) Act, 1957, 56(2) of the

Bihar Minerals Concession Prevention of illegal Mining

Transportation and Storage Rule, 2019 and 15 of Bihar

Environment (Protection) Act, registered in connection with

Jaynagar P.S.Case No. 208 of 2021.

The allegation against the petitioner is that he illegally



mined out the sand without having any lease.

The learned counsel for the petitioner has submitted that the FIR itself shows that the land wherefrom the sand was removed, was *raiya* land of the petitioner. Without removal of the sand, there was no possibility of cultivation over there.

Considering the fact that the petitioner has removed the sand from his own *raiya* land, let the petitioner above named in the event of his arrest or surrender within four weeks from the date of communication of this order, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhubani in connection with Jaynagar P.S.Case No. 208 of 2021, subject to the conditions as laid down under Section 438(2) Cr. P.C.

Office shall ensure that all defects are removed by the petitioner within the stipulated time as provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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