

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40608 of 2022

Arising Out of PS. Case No.-266 Year-2021 Thana- SHAHKUND District- Bhagalpur

VIBHASH KUMAR @ DIBBA @ VIBHASH SINGH S/o Mahesh Singh R/o
village- Kamalpur, P.S.- Sajour, District- Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. BIHAR MINES AND MINERALS BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar Agrawal
For the Opposite Party/s : Mr.Shyameshwar Dayal

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

ORAL ORDER

3 24-01-2023 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 as well as
learned APP for the State.

The petitioner apprehends his arrest in connection with
Shahkund P.S. Case No. 266 of 2021, registered for the offences
punishable under Sections 147, 149, 353, 378, 379, 511/427 of the
Indian Penal Code and Section 56(1) 56(2) BMC Act.

As per allegation, when the police intercepted eight trucks
loaded with illegally mined sand, the accused persons attacked the
police party and dismantled their vehicles. The petitioner was also
amongst them.



At the very outset, the learned counsel for the petitioner has submitted that on similar footing, co-accused Rajesh Bhatt and Santosh Bhatt have been granted anticipatory bail by a co-ordinate Bench of this Court vide Cr. Misc. No. 1615 of 2022 dated 04.03.2022.

Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory 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, Bhagalpur in connection with Shahkund P.S. Case No. 266 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 provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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