

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51550 of 2022

Arising Out of PS. Case No.-254 Year-2022 Thana- SASARAM MUFFSIL District- Rohtas

1. ANIL KUMAR @ ANIL CHANDRABANSHI Son of Shri Laxmi Prasad R/V- A,ara Talab, PO- Karwandia, PS- Sasaram (M) , Distt- Rohtas (Bihar) 821305
2. Tufani Sah Son of Late Bedeo Sah R/V- A,ara Talab, PO- Karwandia, PS- Sasaram (M) , Distt- Rohtas (Bihar) 821305

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Mohan Murari
For the Opposite Party/s : Mr.Bhanu Pratap Singh

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

ORAL ORDER

2 23-01-2023 The learned counsel for the petitioners is directed to remove all the defects pointed out by the office within one month.

Heard the learned counsel for the petitioners as well as the learned Additional Public Prosecutor for the State.

The petitioners apprehend their arrest in connection with Karwandia O.P. Sasaram (M) P.S. Case No. 254 of 2022, registered for the offences under Sections 379 and 411 of the Indian Penal Code and Section 56 of Bihar Mines Act 2019 and Sections 33, 34, 42, 52 of the Indian Forest Act.

As per allegation, 2500-2600 CFT illegal stone chips were recovered from an orchard of Welfare Society and it is



stated to be the property of the petitioners.

The learned counsel for the petitioners has submitted that the place wherefrom stone chips were recovered, was not belonging to the petitioners and it was not in their conscious possession. He has submitted further that though one case of similar nature is pending against petitioner no. 1, but he has falsely been implicated in that case. Petitioner no. 2 is a person of clean antecedent.

Considering the above-mentioned facts and circumstances, the petitioners above-named, in the event of their arrest or surrender, within four weeks from today, are directed to be released on bail on furnishing bail bonds of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Rohtas at Sasaram in connection with Karwandia O.P. Sasaram (M) P.S. Case No. 254 of 2022, subject to condition as laid down under section 438(2) Cr. P.C.

If it is found that there is any other case except mentioned in paragraph no. 3 against the petitioner no. 1 or any other case is pending against petitioner no. 2. The learned court below shall be at liberty to cancel their bail bonds.



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

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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