

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53486 of 2022

Arising Out of PS. Case No.-120 Year-2020 Thana- RUDRAPUR District- Madhubani

AMARDEEP KUMAR GUPTA S/O SUBHAS PRASAD GUPTA Resident of
Village- Dullipatti, P.S.- Jaynagar, District- Madhubani. Petitioner/s
Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Jha
For the Opposite Party/s : Mr.Shyameshwar Dayal

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

ORAL ORDER

2 30-01-2023 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as

the learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with

Rudrapur P.S. Case No. 120 of 2020, registered for the offences

punishable under Sections 379/34 of the Indian Penal Code and

Sections 4(1)(A) M.M.R.D. Act 1957 and 56 of the Bihar

Minerals Concession Prevention of Illegal Mining Transposition

and Stores Rule 2019.

As per allegation, some vehicles were seized, alleged

to engage in illegal mining of sand.

The learned counsel for the petitioner has submitted

that he is owner of one J.C.B. machine and he has leased out



that J.C.B. in favour of Gautam's Construction Company, who was contractor of a bridge. That contract was given by the Government. He has falsely been implicated merely because he is owner of that J.C.B. machine. He is a person of clean antecedent and other co-accused persons have been granted anticipatory bail.

Considering the above-mentioned facts and circumstances, the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-II, Jhanjharpur District-Madhubani in connection with Rudrapur P.S. Case No. 120 of 2020, subject to condition 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 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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