

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4209 of 2024

Arising Out of PS. Case No.-312 Year-2022 Thana- KHODAWANDPUR District- Begusarai

Deepak Kumar @ Budhan Singh S/O Suresh Singh @ Suresh Prasad Singh
R/O Village- Meghaul, Ward No.-5, P.S- Khodawandpur, Distt.- Begusarai.
... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Department Of Mines Mineral, Govt. Of Bihar, Patna Bihar
... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam
For the Opposite Party/s : Mr.Jharkhandi Upadhyay

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-02-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in a case registered for the offence punishable under Sections 341, 323, 307, 353, 504, 379, 411, 34 of the Indian Penal Code and Section 56(i) (ii), 21, 4(i) of the Bihar Mineral Prevention of Illegal Mining Transportation and Storage Rule 2019 and also under Section 15 of Environmental Act, 1986. .

3. Petitioner along with other accused persons are said to have misbehaved with the informant and also attacked on the police party. Petitioner is involved in illegal mining of sand.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He submits that the petitioner is neither the owner nor the



driver of the tractor and traylor. He submits that the driver of the said tractor was succeeded to fled away from the place of occurrence. He submits that in the occurrence not a single person has sustained any injury. He submits that there is no specific overt act against the petitioner. He further submits that petitioner has no criminal antecedent as stated in para-3 of the bail application.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Khodawandpur P.S. Case No. 312 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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