

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55867 of 2024

Arising Out of PS. Case No.-1 Year-2024 Thana- BARACHATTI District- Gaya

Satyendra Yadav SON OF SURENDRA YADAV Village- Lakhaipur, Tola
-Maliyakoni PS -Mohanpur Dist- Gaya

... .. Petitioner/s

Versus

1. The State of Bihar
2. PRAKHAR PRAGYA DAUGHTER OF BHUDEO PRASAD SINGH, THE
MINING INSPECTOR, DIST- MINES OFFICE, GAYA NA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate

For the Opposite Party/s : Ms. Madhuri Lata, APP

Mr. Brij Bihari Tiwari, Advocate

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-09-2024 Heard learned counsel for the petitioner, learned APP

for the State and the learned counsel appearing on behalf of the

Department of Mines, Mr. Brij Bihari Tiwari.

2. The learned counsel appearing on behalf of the

Department of Mines at the outset submits that the offences for
which the instant FIR has been instituted carries punishment of
seven years and less. The said submission of the learned counsel
of the Department of Mines is not disputed by the learned
counsel appearing on behalf of the petitioner.

3. The learned counsel for the petitioner further
submits that investigation in the case against the petitioner is
still continuing and the petitioner has not been given the benefit
of Section 41(A) of the Cr.P.C., on which the learned counsel



appearing on behalf of the Department of Mines submits that the anticipatory bail application be disposed of in terms of the order dated 13.02.2024 in Cr. Misc. No.3536 of 2024 (Naushad Ansari vs. The State of Bihar).

4. In view of the submissions made by the learned counsel appearing on behalf of the Department of Mines, the anticipatory bail application is disposed of in terms of the order dated 13.02.2024 in Cr. Misc. No.3536 of 2024 (Naushad Ansari vs. The State of Bihar).

5. The petitioner would be at liberty to file a representation before the concerned Superintendent of Police and the Investigating Officer of the case with a web copy of the order dated 13.02.2024 in Cr. Misc. No.3536 of 2024 within a period of three weeks from today and the concerned Superintendent of Police shall ensure that the Investigating Officer of the case strictly adheres to the direction contained in the order dated 13.02.2024 in Cr. Misc. No.3536 of 2024 (Naushad Ansari vs. The State of Bihar).

(Satyavrat Verma, J)

Prakash Narayan

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