

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70945 of 2024

Arising Out of PS. Case No.-228 Year-2024 Thana- ROH District- Nawada

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1. Ranjit Yadav @ Ranjeet Kumar @ Raneet Kumar Son of Akhilesh Yadav Resident of village - Sundara, P.S.- Roh, Dist.- Nawada.
 2. Suresh Kumar @ Suresh Yadav Son of Kameshwar Yadav Resident of village - Sundara, P.S.- Roh, Dist.- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijendra Kumar
For the Opposite Party/s : Mr. Ram Sumiran Rai

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 30-10-2024 1. Heard learned Counsel for the petitioners and
learned Additional Public Prosecutor for the State.

2. This application, for grant of anticipatory bail, arises out of Roh Police Station Case No. 228 of 2024, disclosing offences under Sections 303(2), 317(2), 317(4), 111, 3(5) of the Bharatiya Nyaya Sanhita.

3. As per the FIR, on 29.07.2024 at about 12.05 hours when the informant proceeded with other police personnel and reached the sand mines at village Tajpur, he saw that sand was being illegally mined by sand mafias and they have constructed road illegally for this purpose. When he reached the banks of the river, he saw that about 45423 cft. sand was illegally mined from that spot. On enquiry, the above named petitioners have been named along with 4-5 unknown persons who have formed a gang and operated as a syndicate of illegal sand mining and theft and storage of the



sand. He has also found 70 trailers sand on the road leading from Tajpur sand ghat towards Sundara.

4. Learned Counsel for the petitioners submits that the petitioners have falsely been implicated in the present case due to dirty village politics. He next submits that there is no evidence about mining, storing, loading of the sand in question. He further submits that there is no eye witness of the alleged occurrence.

5. Having regard to the submissions made on behalf of the parties and taking into consideration the nature of allegation and the fact that the petitioners are having criminal antecedents which prima facie shows that the petitioners are engaged in an organized crime of illegal mining of sand from the sand ghat causing huge loss to the government exchequer, I am not inclined to grant the petitioners privilege of anticipatory bail.

6. This application is, accordingly, rejected.

(Anil Kumar Sinha, J)

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