

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74568 of 2024

Arising Out of PS. Case No.-208 Year-2024 Thana- NARDIGANJ District- Nawada

Jairam Yadav @ Jairam Kumar S/o Dhaneshwar Yadav R/o Village- Dohra,
P.S. Nardiganj, Distt.- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar, Adv.

For the Opposite Party/s : Mr.Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 28-10-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. Petitioner is apprehending his arrest in connection with
Nardiganj P.S. Case No.208/2024, registered for the offence
punishable u/s 121, 303(2), 338, 336, 336(3) of B.N.S., 2023.

3. As per the prosecution case, on a police raid in Ajay
Studio, several fake challans relating to transportation of sand,
were recovered and one Ajay Kumar Gupta was apprehended
from the spot, who disclosed that the petitioner and others are
involved in illegal mining of sand and on their demand, the fake
duplicate challans were printed and downloaded.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence.
He has been falsely implicated in this case due to ulterior



motive. No incriminating article has been recovered from the conscious physical possession of the petitioner. He has neither been apprehended from spot nor has any concern with the recovery of fake challans or with illegal transportation of sand. His name transpired in this case only on the basis of confessional statement of the apprehended co-accused. Petitioner has six criminal antecedent.

5. Learned APP for the State opposed the prayer for bail by submitting that the petitioner is involved in the illegal mining and transportation, which causes loss to the Government.
6. Considering the aforesaid facts, the nature of allegation and the criminal antecedent of the petitioner, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.
7. This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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