

Arising Out of PS. Case No.-947 Year-2024 Thana- GAYA MUFASIL District- Gaya

... .. Petitioner/s

Versus

... .. Opposite Party/s

For the Petitioner/s : Mr. Priya Ranjan, Advocate

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

ORAL ORDER

2. The petitioner seeks bail in connection with Muffasil P.S. Case No. 947 of 2024, instituted for the offences punishable under Sections 190, 191(2), 191(3), 109, 303(2), 317(2), 317(4), 317(5), 111, 125, 132, 121(1) and 121(2) of the Bharatiya Nyaya Sanhita, 2023 and Section 27 of the Arms Act.

3. The prosecution case, in short, is that on a secret information of extracting sand by the sand mafia, the police conducted raid at the bank of Falgu river and apprehended six persons on the spot with 21 tractors loaded with sand and one Hero Honda motorcycle.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that name of the petitioner has transpired in this case on the basis of disclosure made by co-accused person and the same has got no evidentiary value. It is also submitted that the petitioner was neither present at the spot nor he is owner of the said land. The petitioner is owner of one of seized tractors. The petitioner is in custody since 25.06.2025 and has got six criminal antecedents. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted anticipatory bail by this Court vide order dated 01.08.2025 passed in Cr. Misc. No. 53682 of 2025.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two



sureties of the like amount each to the satisfaction of Court
below/concerned Court in connection with Muffasil P.S. Case
No. 947 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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