

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65519 of 2025

Arising Out of PS. Case No.-343 Year-2025 Thana- DAUDNAGAR District- Aurangabad

1. Sumant Kumar @ Suman Kumar (Male) aged about 32 years son of Srikant Singh, resident of village - Amrit Bigha, P.S.- Daudnagar, District- Aurangabad, Bihar
2. Guddu Kumar (Male) aged about 26 years son of Kamlesh @ Kamlesh Singh resident of village - Bhagwan Bigha, P.S.- Daudnagar, District- Aurangabad, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kamendra Prasad Singh, Advocate
For the Opposite Party/s : Mr. Ajit Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 17-09-2025 Heard Mr. Kamendra Prasad Singh, learned counsel appearing on behalf of the petitioners and Mr. Ajit Kumar, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Daudnagar P.S. Case No. 343 of 2025, registered for the offence punishable under Sections 190, 191(2), 191(3), 126(2), 109, 132, 121(2), 324(5) and 111(2) (b) of the BNS.

3. As per the allegation made in the FIR, the petitioners along with other accused persons, who were allegedly found involved in illegal mining of sand, had assaulted the police personnel causing injury while they were performing their duty.



4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and have falsely been implicated in the present case. Petitioners were protesting in view of the blockage of road at the behest of local police, who were facilitating illegal mining of sand in the area as would appear from the FIR that they had allowed all the tractors to flee away from the place of illegal mining along with the illegal loaded sand instead of freezing them. On these grounds, petitioners seek to be released on pre-arrest bail.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioners.

6. Considering the rival submissions made on behalf of the parties, as well as, the nature of allegation made in the FIR, the petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Daudnagar, Aurangabad, in connection with Daudnagar P.S. Case No. 343 of 2025, subject to the condition as laid down under Section 482(2) of the BNSS.



7. The learned District Court is directed to verify the criminal antecedent of the petitioners as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioners as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

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