

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1673 of 2023

Arising Out of PS. Case No.-229 Year-2021 Thana- JAGDISHPUR District- Bhagalpur

RAJESH KUMAR @ RAJESH SINGH SON OF RAM UDAY SINGH AT
WARD NO.2, PAHARPUR B DARIYAPUR, P.S-. LAKHI SARAI,
DISTRICT- LAKHISARAI

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR THROUGH PRINCIPAL SECRETARY, MINING
DEPT. GOVT. OF BIHAR, PATNA BIHAR
2. SUPERINTENDENT OF POLICE, BHAGALPUR BIHAR
3. DY. SUPERINTENDENT OF POLICE, THANADYACHHA,
JAGADISHPUR, POLICE STATION, BHAGALPUR BIHAR
4. OFFICE INCHARGE BYPASS T.O..P. JAGDISHPUR, BHAGALPUR
BIHAR
5. DISTRICT MINING OFFICER, BHAGALPUR BIHAR
6. MINING INSPECTOR, BHAGALPUR BIHAR

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Mukesh Kumar Singh
For the Respondent/s	:	Mr. Prashant Pratap
		Mr. Asit Kumar Jha, AC to GP 2
For the Mining Dept	:	Mr. Naresh Dixit

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 23-06-2025 Heard learned counsel for the petitioner, learned
counsel for the State and learned counsel for the Mining
Department.

2. This application has been filed on behalf of the
petitioner seeking direction upon the respondent authorities for
release of truck bearing Registration No. BR-53G-9655.

3. It has been submitted by the learned counsel for
the mining department that truck can be released if the petitioner
pays the entire amount of Rs. 3,38,450/-.



4. Learned counsel for the petitioner has submitted that the petitioner is a poor persons and his truck is lying with the respondent authorities since 2021. He further submits that the petitioner is ready to pay the entire amount of Rs. 3,38,450/- in six equal installments.

5. In view of the above, this application is allowed and the petitioner is directed to pay the amount of Rs. 3,38,450/- in six equal installments to the mining department which comes to Rs. 56,400/- each.

6. It is made clear that after payment of the first installment, the truck bearing Registration No. BR-53G-9655 shall be released in favour of the petitioner. The balance amount shall be paid in five equal installments within twelve months from the date of first installment. The petitioner is also directed to produce surety of Rs. 15,00,000/- at the time of release of the truck and after payment of the entire amount of Rs. 3,38,000/- the petitioner shall be given an NOC by the Mining Department.

7. With the aforesaid directions, this application stands allowed.

(Sandeep Kumar, J)

Vikas/-

U			
---	--	--	--

