

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82102 of 2025

Arising Out of PS. Case No.-221 Year-2025 Thana- MOHANPUR District- Gaya

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Vikash Yadav @ Vikash Kumar S/O Mahesh Yadav @ Mahesh Prasad Yadav
R/O Village- Pathulwa, P.S.- Mohanpur, Dist.- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. The Mining Dept. Bihar Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Roshan Kumar
For the Opposite Party/s	:	Mr. Sunil Kumar Pandey
For the Mining	:	Mr. Naresh Dikshit

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CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 08-12-2025 Heard learned counsel for the petitioner, learned counsel for the mining and learned APP for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Mohanpur P.S. Case No. 221 of 2025 dated 10.06.2025 registered for the offences punishable under Sections 191(2), 190, 126(2), 121(1), 121(2), 132 and 109 of the B.N.S.

3. As per the prosecution case, on information of illegal mining of sand from Niranjana river, the informant reached there and saw that 8-10 tractors with trailer were being loaded sand illegally by the labourers, thereafter, the informant along with other police forces tried to catch the accused persons



but they fled away. Further the informant seized a tractor and he was bringing the said vehicle to the police station. In the meantime, the petitioner along with other co-accused persons armed with lathi, danda, bricks and stones attacked on them due to which they received injuries, thereafter all the accused persons fled away from the place of occurrence.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. There is no specific allegation against the petitioner rather the allegation against the petitioner is general and omnibus in nature. It is further submitted that from perusal of the injury report of the injured, the injuries are found to be simple in nature caused by hard and blunt object. The petitioner has no concern with the alleged occurrence. The other co-accused person has already been granted bail by this court vide order dated 16.09.2025 passed in Cr. Misc. No. 63037/2025. The petitioner has no criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 14.07.2025.

5. Learned A.P.P. for the State as well as learned counsel for the mining have vehemently opposed the bail



petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Gaya in connection with Mohanpur P.S. Case No. 221 of 2025, with a condition:-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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