

IN THE COURT OF SATYA BHUSHAN ARYA, SESSIONS JUDGE, BANKA

Suman Kumar Singh Versus State of Bihar

Anticipatory Bail Petition No. 453 of 2026

Date of filing : 30.03.2026

Date of order : 10.06.2026

In the matter of :

Suman Kumar Singh, age 42 years, son of late Pradeep Kumar Singh, resident of village Gulani, p.s. Shambhuganj, district Banka (owner-cum-driver of seized tractor bearing registration number BR-08G-7561)

..... Petitioner

-Versus-

State of Bihar

.....Opposite Party

Present : - Sri Sanjay Kumar Singh, Advocate for the Petitioner
Sri Hira Lal Singh, Public Prosecutor for the State

ORDER

1. *Apprehending arrest the petitioner has preferred this pre-arrest bail application who is booked in Shambhuganj Police Station Case No. 92 of 2026, for the offence allegedly committed under Sections 303(2)/317(2) of BNS, Sections 4(1), 21 of Mines and Minerals (Development and Regulation) Act, Sections 11/41/43/56(2) of Bihar Minerals (Concession, Prevention of Illegal Mining, Transportation & Storage) Rules.*

2. *In the nutshell, the case of prosecution is engendered upon an application filed by one Alka Kumar, Mines Inspector, Banka with the allegations that during raid near Birnaudha, Nahar More, one tractor bearing registration no. BR-08G-7561 was found loaded with illegal sand. By seeing the raiding party the driver managed to escape by leaving the tractor loaded with 100 CFT sand.*

3. *In oral arguments, learned counsel for the petitioner submitted that he is owner-cum-driver of seized tractor. It is further argued that he has deposited fine/loss money along with compound fee to the department of mines. He further prayed for pre-arrest bail.*

4. *In counter, learned Public Prosecutor for the State nodded to the submissions of learned counsel for petitioner.*

5. *Heard submissions and perused the trial court record. The record reveals vide letter no. 706/M, dated 20.05.2026, issued by Mines Development Officer, Banka the accused/petitioner has deposited fine/loss money along with compound*

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fee has been deposited. Keeping in view the above facts and circumstances of the case, this court is inclined to grant the petitioner privilege of pre-arrest bail. It is, therefore, ordered that upon arrest or surrender of the petitioner within fortnight of receiving the instant order the petitioner be admitted to anticipatory bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount to the satisfaction of trial court subject to condition as laid down under Section 482(2) of the BNSS. Out of the two sureties, one will be of the same village or close relative of petitioner.

6. *File be consigned to the record room and that of trial court be sent back with a copy of this order.*

(Dictated)

Sd/-

(Satya Bhushan Arya)

Sessions Judge, Banka

Memo No..... Banka, Dated, the 10th June, 2026.

Copy forwarded to the learned CJM, Banka for information and needful.

Administration In-charge

Civil Court, Banka