

IN THE COURT OF SATYA BHUSHAN ARYA, SESSIONS JUDGE, BANKA***Anticipatory Bail Petition No. 571 of 2026****Date of filing : 22.04.2026**Date of order : 01.06.2026*

Rajkumar Tanti, age 50 years, son of Tanik Tanti, resident of village Kusumkhar, p.s. Amarpur, district Banka

..... Petitioner

-Versus-

State of Bihar

.....Opposite Party

Present : - *Sri Suman Kumar Sinha, Advocate for 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 Amarpur Police Station Case No. 894 of 2025, for the offence allegedly committed under Sections 303(2), 317(2) of BNS.*

2. *The case of prosecution is based upon a gravamen filed by one Rina Kumari (Mining Inspector), with the allegations that, upon a WhatsApp message received from the SP, Banka, a raid was conducted in village Birma and Rajapur, from where illegal mining was being carried out by causing loss to the Government exchequer for about Rs. 81,47,700/-. Upon query from local villagers, he came to know that following persons are responsible for the alleged mining of sand : -*

S. N	Illegal mining Name	Father's Name	Address
1.	Kewal Singh	Vasudeo Prasad Singh	Vil-Kankaithi, P.S.-Kajraili Dist-Bhagalpur
2.	Girdhari Mandal	Late Khairu Mandal	Vill-Bhadariya, P.S.-Sajour, Dist-Banka
3.	Deepak Yadav	Buchi Yadav	Vill-Tetariya, P.S.-Sajour, Dist- Bhagalpur
4.	Ajay Singh	Late Kamli Singh	Vill-Khanjarpur, P.S.-Amarpur, Dist-Banka
5.	Avinash Kr. @ Rana	Mahesh Prasad Singh	Vill-Bhadariya, P.S.-Sajour, Dist-Banka
6.	Diwakar Singh	Mahendra Singh	Vill-Gobindpur, P.S.-Amarpur, Dist-Banka
7.	Kishore Kumar	Bablu Choudhary	Vill-Badicham, P.S.-Amarpur, Dist-Banka

IN THE COURT OF SATYA BHUSHAN ARYA, SESSIONS JUDGE, BANKA***Anticipatory Bail Petition No. 571 of 2026****Date of filing : 22.04.2026**Date of order : 01.06.2026*

8.	<i>Deenak Mandal</i>	<i>Viran Mandal</i>	<i>Vill-Rajapur, P.S.-Amarpur, Dist-Banka</i>
9.	<i>Brajesh Yadav</i>	<i>Late Dobhi Yadav</i>	<i>Vill-Basudeopur, P.S.-Amarpur, Dist-Banka</i>
10.	<i>Rohit Paswan</i>	<i>Ambo Paswan</i>	<i>Vill-Rajapur, P.S.-Amarpur, Dist-Banka</i>
11.	<i>Ajay Paswan @ Sanjay Paswan</i>	<i>Bisheshar Paswan</i>	<i>Vill-Tetariya, P.S.-Sajour, Dist- Bhaglpur</i>
12.	<i>Rajkumar Tanti</i>	<i>Tanik Tanti</i>	<i>Vill-Kusumkhar, P.S.-Amarpur, Dist-Banka</i>
13.	<i>Avinash Kumar Singh</i>	<i>Late Anirudh Singh</i>	<i>Vill-Kusumkhar, P.S.-Amarpur, Dist-Banka</i>
14.	<i>Prakash Singh</i>		<i>Vill-Basudeopur, P.S.-Amarpur, Dist-Banka</i>
15.	<i>Balmukund Singh</i>	<i>Bholi Singh</i>	<i>Vill-Basudeopur, P.S.-Amarpur, Dist-Banka</i>
16.	<i>Rakesh Singh</i>		<i>Vill-Basudeopur, P.S.-Amarpur, Dist-Banka</i>

3. In oral arguments, learned counsel for petitioner submitted that the petitioner has falsely been implicated in this case, whereas there is no prima-facie case against the accused/petitioner, who has been named by some persons due to their personal grudge or party politics. It is further argued that the possibility can not be ruled out that the persons who named them before the mining officers are themselves involved in excavating the sand.

4. In counter, learned Public Prosecutor for the State stoutly opposed the bail application.

5. Heard rival submissions and perused the record. It is indubitable that none of the accused has been seen by any of the officers or informant of the case at the place of occurrence. The accused have been named only on the basis of hearsay. Keeping in view nature of allegations without more commenting on the facts, merits of the case, this Court is inclined to grant the petitioner privilege of pre-arrest bail; resultantly, the pre-arrest bail application is allowed. It is, therefore, ordered that upon arrest or surrender of the petitioner within fortnight of receiving the instant order the petitioner be

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

Anticipatory Bail Petition No. 571 of 2026

Date of filing : 22.04.2026

Date of order : 01.06.2026

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.*

7. *Keeping in view the General Order no. 1 of 1991 (Criminal) dated 07.03.1991, the certified copy of FIR, if desired, be returned back to the petitioners on placing the xerox copy thereof on record.*

(Dictated)

(Satya Bhushan Arya)
Sessions Judge, Banka