

**IN THE COURT OF SESSIONS JUDGE,
KAIMUR AT BHABHUA
(ABP No. 825/2026/ Filing No. 3567/2026)**

In re:

1. Amresh Kumar, aged 33 years,
S/o Ram Ekbal Prasad,
R/o Hadi Nagar, Maharajganj Paliganj, P.O- Sigori, Distt.- Patna.

V/s

STATE

FIR No: 61/2026

P.S: Mohania

**U/s: 303(2) BNS & 21 Bihar Miner
and Minerals (Concession, Illegal
Mining Trade and Storage Rule) Act**

Date Of Order: 15.06.2026

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1. Heard Sri Amit Rajendra Singh, learned counsel appearing on behalf of the accused/ petitioner and Sh. Sachidanand Rai, learned P.P. for State.
 2. Petitioner has stated in para 2 of his bail petition that no other bail petition, either anticipatory or regular has been filed/pending except this, either in this court or before Hon'ble High Court at Patna.
 3. The brief facts of the case are that on dated 28.01.2026 at around 09:10 AM, the mining team of Kaimur district alongwith police team inspected and raided under Mohania PS for illegal mining, transport and storage and during checking two trailers loaded with gitti were checked and found that driver of the vehicle has transported the minerals more than ones each chalan making loss of Rs. 9,02000/-.
 4. It is submitted on behalf of petitioner that he is innocent, has not committed any offence and has been falsely implicated in this case on the basis of false and concocted story. It is further submitted that there is no direct or specific allegation against this petitioner. It is, therefore, prayed that his anticipatory bail petition may please be allowed.
 5. Learned PP has opposed the prayer for anticipatory bail to the petitioner.

6. Heard both the parties and perused the case record. Petitioner is not named in FIR. He is stated to be the owner of vehicle bearing Reg. No. BR 03 GC 8970 as mentioned in para 15 of case diary. It further transpires that both drivers of the seized vehicles were given benefit of Section 35 of BNSS during investigation as mentioned in para 15 of case diary. It is submitted on behalf of petitioner that the drivers of the vehicles have misused the vehicles without his knowledge. Petitioner has no criminal antecedent as mentioned in para 03 of his bail petition.
7. Considering the aforesaid fact and circumstances of the case, this anticipatory bail petition is **allowed** and in the event of his arrest or surrender within two weeks from the date of receipt of a copy of this order, this petitioner shall be released on bail on his furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of trial court, subject to conditions as laid down u/s 482 of the BNSS. (Dictated)

Sd/- Anurag.
Sessions Judge