

IN THE COURT OF SESSIONS JUDGE, MUNGER
BAIL APPLICATION No.- 951/2026
Manoj Yadav & other Vs. The State of Bihar
Bariyarpur P.S. Case No. 57/2026

23.05.2026

1. The present bail application has been preferred by petitioners **1. Manoj Yadav**, s/o-Late Ritlal Yadav and **2. Mohit Kumar**, s/o- Lalbabu Prasad, who are lying in judicial custody since 08.04.2026 in connection with Bariyarpur P.S. Case No. 57/2026 U/S 303(2), 317(2) and 318(4) of B.N.S. and u/s 56(i), 56 (ii) of Bihar Minerals (Concession, Prevention of illegal Mining, Transportation & Storage) Amendment Rules 2021 and u/s 21 of M.M.D.R Act 1957 pending in the Court of Ld. A.C.J.M.-II, Munger.

2. The informant, who is a police officer, has alleged that while patrolling he along with his team apprehended the petitioners and intercepted a vehicle under Registration No. JH02-BU-2782 loaded with illegal stones. Accordingly the said vehicle was seized. Hence the information, based on which the above stated P.S. case was registered.

3. At the outset the Ld. Counsel for the petitioners has certified that previously no other or regular bail has been filed on behalf of the petitioners before this Court or before any other Court including the Hon'ble High Court. He has also certified that **the petitioners have no criminal cases pending against them.** The Ld. Counsel submits that the petitioners are innocent and have not committed any offence as alleged in the FIR and further that they have been falsely implicated in the present false and concocted case. At the time of argument the Ld. Counsel for the petitioners submits that petitioners No.1 and 2 are the driver and the Khalasi of the seized vehicle. That all the valid documents are available with them. That the petitioners are lying in judicial custody since 08.04.2026. Therefore, the Ld Counsel pleads that the petitioners be granted the privilege of regular bail.

4. The Ld. P.P. has vehemently opposed the bail application of the petitioners and submits that the petitioners were involved in illegal mining of stone and from the mining report vide letter No. 373 dated 21.05.2026 as well as from the

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respective statements of witnesses on paras 8, 9, 10, 11 and 12 of the case diary, it is apparent that the petitioners have shown an edited/forged challan vide challan No. F62502985/71 which was already issued for the vehicle under registration No. JH02-BU-2702 and valid from 28.06.2025 at about 07:16 AM to 29.06.2025 till 05:01 PM. That the petitioners are the driver and khalasi of the seized vehicle respectively and they are the named accused of the F.I.R. That the investigation in the case is continuing.

5. Heard the submissions of respective Id. Counsels and perused the record of the case.

6. From perusal of the case record it seems that the petitioners No.1 and 2 are the driver and khalasi of the seized vehicle under registration No. JH02-BU-2782. From the mining report vide letter No. 373 dated 21.05.2026 as well as from the respective statements of witnesses on paras 8, 9, 10, 11 and 12 of the case diary, it is apparent that the petitioners have shown an edited/forged challan vide challan No. F62502985/71 which was already issued for the vehicle under registration No. JH02-BU-2702 and valid from 28.06.2025 at about 07:16 AM to 29.06.2025 till 05:01 PM. That the petitioners are the driver and khalasi of the seized vehicle respectively and they are the named accused of the F.I.R. That the investigation in the case is continuing. That the petitioners are lying in judicial custody since 08.04.2026. That the petitioners have no criminal cases pending against them as mentioned in para 34 of the case diary.

7. Therefore, considering the nature of allegations and in the totality of the facts and the circumstances, I am not inclined to accept the present bail application and hence the same is hereby **Rejected**.

Dictated

(ALOK GUPTA)
Sessions Judge, Munger
Dated:- 23.05.2026