

In the court of Dist. Addl. Sess. Judge IV, Danapur (Patna)

Anticipatory Bail Petition No.309/2026  
(Arising out of Bihta P.S. Case No.75/2026)

Nageshwar Singh & or. .... Petitioners.  
v r s.  
The State of Bihar ..... Opp. party.

Dated

30-03-2026.

The petitioners 1. Nageshwar Singh (owner of Tractor No.BR01GJ - 2343), aged about 48 yrs. S/o Ramanand Singh 2. Lal Babu Singh (driver), aged about 28 yrs. S/o Mishri Lal Singh, both R/o village Yogipur, P.S. Bihta, Dist. Patna have filed the present anticipatory bail petition, as they are apprehending their arrest in connection with the instant Bihta P.S. Case No.75/2026, dt.24-01-2026, registered U/Ss.303(2) and 317 of B.N.S. and U/S.56(2) of M.M. Act., which is pending in the Court of A.C.J.M. 2nd, Danapur.

Heard the Ld. Lawyer of the petitioners, as well as, the learned Addl. P.P. for the State on the aforesaid anticipatory bail petition.

The learned lawyer of petitioner has submitted that the petitioners have no criminal antecedent. The prosecution case, as per, the complaint of the informant, in brief, is as such: On 19-08-2025, the informant Govind Kumar, Mines Inspector, Dist. Mines Office, Patna submitted his complaint to the S.H.O. Bihta P.S. in which he has stated that on the same day at about 06.30. P.M. in course of doing surprise inspection/checking against illegal mining, transporting and storing at Pali Halt, and he stopped the vehicles and arrested the drivers and seized a Swaraj 834 XM tractor, bearing Registration No.BR01GJ -2343 without Chalan having over loaded 120 Cft yellow sand. Accordingly, he prepared the seizure-list of the same and sent the aforesaid tractor in the supervision of Bihta P.S.

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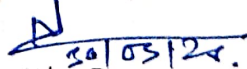
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30-03-2026.

The learned lawyer of petitioners has submitted that the petitioners are falsely implicated in this case due to the local politics, ill will and ulterior motive. He has further submitted that the petitioner no.2 is driver of the seized vehicle, and petitioner no.1 is owner of the aforesaid Swaraj 834 XM tractor and he has deposited the total fine amounting Rs.1,12,780/- in the Dist. Mines Office, Patna by E-Chalan dt.17-02-2026. Lastly, he has submitted that the petitioners are man of substance and have fixed place of their abode, so there is no chance of their absconding and tempering with the evidence. Thus, the petitioners may be given the privilege of anticipatory bail.

The Addl. P.P. opposed the prayer of bail but accepted that the petitioner no.2 is driver of the seized tractor i.e. Swaraj 834 XM, and the owner (petitioner no.1) of the said tractor has deposited the fine amount Rs.1,12,780/- in the Dist. Mines Office, Patna.

Considering the fact that the owner of tractor (petitioner no.1) has deposited the fine amount Rs.1,12,780/- in the Dist. Mines Office, Patna by E-Chalan dt.17-02-2026, this Court is inclined to grant anticipatory bail to the petitioners Nageshwar Singh and Lal Babu Singh. It is directed that in the event of their arrest or surrender before the Court of A.C.J.M. 2nd, Danapur within a month, they will be released on anticipatory bail after furnishing bail-bond of Rs.10,000/- with two sureties of like amount each with condition laid down U/S.438(2) Cr.P.C. to the satisfaction of learned A.C.J.M. 2nd Danapur. Let a copy of the order be sent to the Court concerned at once.

(Dictated)

  
D.A.S.J. 4th, Danapur.  
30-03-2026.