

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 3539 of 2015**

Munna Mahto, S/o Ishwar Mahto
Resident of village Chanaro, PO and PS- Charhi, District- Hazaribagh
.....Petitioner

Versus

The State of Jharkhand Opposite Party

CORAM: HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner : Mr. Prabhat Kumar Sinha, Advocate
For the State : A.P.P.

02/Dated:29.05.2015

The petitioner has been made an accused for the offence registered under Sections 414/34 of the Indian Penal Code, under Section 33 of the Indian Forest Act and under Section 30(ii) Coal Mines Act.

Heard learned counsel for the petitioner and learned counsel for the State.

Learned counsel for the petitioner has submitted that the petitioner's truck was hired for transporting the coal and the same was being transported on the basis of valid documents. He further pointed out Annexure-2 including page 15 and 16 of the bail application showing the quantity of 19.150 M.T. of poda coal, more or less equivalent to 600 bags, which was being carried. Learned counsel further submitted that the petitioner being the owner of the truck has no concern with the seized coal and for no fault on his part, he has been languishing in jail custody since 09.04.2015.

Learned A.P.P opposed the prayer for bail submitting that there is direct allegation against the petitioner.

Looking to the facts and circumstances of the case, submissions of the counsel and the period of custody, petitioner above named is directed to be enlarged on bail, on his furnishing bail bond of Rs.10,000/- (Rupees ten thousand), with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Hazaribagh in connection Sadar (Muffasil) P.S. Case no. 251 of 2015, corresponding to G.R. Case No. 1032 of 2015.

(Ratnaker Bhengra, J.)