

IN THE HIGH COURT OF JHARKHAND AT RANCHI

A.B.A. No. 1755 of 2015

Makbul Ansari, Son of Sahadat Ansari, resident of Village-Bhanda, P.O. & P.S. Bhanda, District-Lohardaga, Jharkhand.

.... Petitioner

Versus

The State of Jharkhand

.... Opposite Party

CORAM: HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner : Mr. Pravin Kr. Pandey, Advocate

For the Opposite Party : A.P.P

02/Dated: 29th May, 2015

Anticipatory bail application has been filed on behalf of petitioner Makbul Ansari, in connection with Bhanda, P.S. Case No. 22 of 2015 for the offence under Sections 414,420 and 120(B) of the Indian Penal Code and under Sections 4, 48 and 54 of the Jharkhand Minor Mineral Concession Rules, 2004.

Heard learned counsel for the petitioner as well as learned A.P.P. appearing for the State.

Learned counsel appearing for the petitioner submitted that the petitioner is absolutely innocent and has falsely been implicated in this case. Learned counsel further submitted that petitioner is the owner of the truck and he has no concern with the aforesaid occurrence. It is further alleged that the carriage of the goods pertains to one Basu Oraon, which was being transported without the knowledge of the petitioner.

Learned A.P.P has opposed the prayer for bail and submitted that as per the F.I.R., there is direct allegation against this petitioner and the driver could not produce the proper papers.

In the facts and circumstances of the case, I am inclined to grant anticipatory bail to the petitioner, Makbul Ansari. Accordingly, it is directed that in the event of surrender/arrest, the petitioner named above, shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class at Lohardaga, in connection with Bhanda, P.S. Case No. 22 of 2015, corresponding to G.R. Case No. 182 of 2015, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ratnaker Bhengra, J)