

IN THE HIGH COURT OF JHARKHAND AT RANCHI
(Criminal Miscellaneous Jurisdiction)
B.A .No. 2646 of 2023

Dilchand Mehta Petitioner
Versus
The State of Jharkhand Opposite Party

CORAM : HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner : Mr. Randhir Kumar, Advocate
For the State : Mr. Prabir Chatterjee, APP

Order No. 04 /Dated: 28th April, 2023

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

The learned counsel for the petitioner submits that the petitioner is only the driver of the vehicle and therefore he cannot be imputed with any responsibility or ownership of the allegations. He further submits that the vehicle is commercial vehicle hired for the purpose of transportation of materials under the bonafide belief by the instruction of the owner hence the petitioner has no knowledge of the alleged occurrence. The petitioner has no concern with the illegal mica or mica scrap, moreover, he has been in custody from 24.01.2023.

Learned counsel for the State, on the other hand, has opposed the bail petition and submitted that the allegations resulted in the loss of vital revenue to the State, therefore, the petitioner should not be allowed the bail.

Having heard both counsels, gone through the records of the case and in the facts and circumstances of the case, I am inclined to release the petitioner, named above, on bail, on furnishing bail bond of Rs. 25,000/- (rupees twenty five thousand only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Koderma in connection with C. Case No. 139 of 2023, subject to the condition that the petitioner shall remain present on each and every date of trial before the Court below unless dispensed with by the learned Court below with further condition that the petitioner will submit self-attested photocopy of his Aadhaar Card and also submit his mobile number before the learned court below which he will always keep active and will not change it during pendency of this case without prior permission of the court.

(Ratnaker Bhengra, J.)

Sharda/