

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A. B. A. No. 6033 of 2023

Subodh Kumar Petitioner
Versus

State of Jharkhand Opp. Party
WITH

A. B. A. No. 6153 of 2023

Muni Lal Mandal @ Mani Lal Mandal Petitioner
Versus

State of Jharkhand Opp. Party
WITH

A. B. A. No. 6171 of 2023

Arun Yadav Petitioner
Versus

The State of Jharkhand Opp. Party
WITH

A. B. A. No. 6346 of 2023

Ganesh Kumar Petitioner
Versus

The State of Jharkhand Opp. Party

CORAM: HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY

For the Petitioners : M/s Sabyasanchi & R.R.S. Singh, Advocates

For the State : M/s S.K. Tiwari, S.P.P.

Vandana Bharti, Abhay Kr. Tiwari & Manoj Kr. Mishra, A.P.P.

Oral Order

04 / Dated : 29.09.2023

All anticipatory bail applications, arise out of same FIR, are being heard together and shall be disposed of by this common order.

Apprehending their arrest, the petitioners named above have moved this Court for grant of anticipatory bail in connection with Sahibganj (M) P.S. Case No. 26 of 2023 registered under Sections 379, 411 of Indian Penal Code, Rules 4, 54 of JMMC Rules, 2004 and Sections 21(A), 21(6) of MMDR Act, pending in the court of A.C.J.M., Sahibganj.

Heard the parties.

As per the prosecution case, in a surprise raid conducted by police and other officials several tractors were seized were intercepted and seized for transporting 100 CFT of stone chips each without any valid paper thereby causing loss of royalty to the state. Petitioners- Subodh Kumar and Muni Lal Mandal @ Mani Lal Mandal were the owners and petitioners- Ganesh Kumar Arun Yadav are the

drivers of the tractors bearing Chassis No. CH T053577944HK and JH-18C-4334 respectively.

It is submitted by learned counsel for the petitioners that the petitioners were transporting the stone chips under the direction of the consigners and they had no concern with the illegal mining of stone chips. The petitioners have no criminal antecedent. Other co-accused have been enlarged on anticipatory bail by this Court on similar footing.

Learned counsel for the State have opposed the prayer for bail and submitted that altogether 22 tractors were seized which were involved in illegal transportation of stone chips.

Considering the submissions of learned counsel and the fact as discussed above, the anticipatory bail application is allowed. Hence, in the event of their arrest or surrender within a period of two weeks from the date of this order, the petitioners named above shall be released on bail on depositing Rs.10,000/- each as cash security and furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Court below, subject to the conditions laid down under section 438 (2) Cr. P.C.

The petitioners will cooperate in the investigation and will appear on notice under Section 41A of Cr. P.C.

(Gautam Kumar Choudhary, J.)

AKT

Uploaded