

IN THE HIGH COURT OF JHARKHAND AT RANCHI
ABA No. 9437 of 2023

Reyajul Ansari ... Petitioner
Versus
The State of Jharkhand ... Opp. Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Mohit Prakash , Adv.
For the State : Mr. Anup P. Topno , Addl.PP

04 / 22.12.2023 Heard the parties.

Apprehending his arrest, the petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Raidih P.S. Case No.22 of 2023 registered under sections 379 of the Indian Penal Code.

The Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner has committed theft of materials and machineries at the *damar* plant of the informant situated at Silam. It is further submitted that the allegations against the petitioner are all false and no date or time of occurrence of theft has been mentioned by the informant and the allegation against the petitioner are vague and baseless. It is then submitted that the co-accused Amresh Kumar Mishra is a reputed contractor who has been granted privilege of anticipatory bail by this court vide order dated 17.10.2023 passed in ABA no. 8668 of 2023 and the company of the informant namely M/s. Sanjay Agarwal engaged the petitioner to construct several culverts but did not make payment of Rs.1,00,00,000/- for the said construction work and because of business dispute, this false and vague case has been instituted. It is next submitted that the petitioner has no criminal antecedent as has been mentioned in paragraph no. 9 of the anticipatory bail application. It is then submitted that the petitioner undertakes to furnish sufficient security including cash security and also undertakes to cooperate

with the investigation of the case hence, it is submitted that the petitioner be given the privilege of anticipatory bail.

Learned Addl. P.P. and the learned counsel for the informant opposes the prayer for grant of anticipatory bail.

Considering the submissions of the counsels and the fact as discussed above, I am of the opinion that it is a fit case where the above named petitioner be given the privilege of anticipatory bail. Hence, in the event of his arrest or surrender within a period of six weeks from the date of this order, he shall be released on bail on depositing cash security of Rs. 10,000/- and on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Gumla, in connection with Raidih P.S. Case No.22 of 2023 with the condition that the petitioner will cooperate with the investigation of the case and appear before the Investigating Officer as and when noticed by him and will furnish his mobile number and a copy of his Aadhar Card in the court below with the undertaking that he will not change his mobile number during the pendency of the case subject to the conditions laid down under section 438 (2) Cr. P.C.

(ANIL KUMAR CHOUDHARY, J.)

Smita/-