

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 2773 of 2024

Shubham Kumar Singh, Aged about 29 years, Son of late Deokumar Singh, Resident of at Quarter No. D.T. 693, Dame Side, H.E.C. Dhurwa, P.O. & P.S.- Dhurwa, District- Ranchi, Jharkhand

..... Petitioner

Versus

The State of Jharkhand Opposite Party

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR RAI

For the Petitioner : Mr. Baleshwar Yadav, Advocate
For the State : Ms. Anuradha Sahay, APP

06/ Dated: 30th September 2024

The petitioner is apprehending his arrest in connection with Jariyagarh P.S. Case No. 45 of 2023, for the alleged offences under Section 414/353 of the Indian Penal Code, Section 4/21 of the Mines and Minerals (Development and Regulation) Act, 1957, Rule-54 of Jharkhand Minor Mineral Concession Rules, 2004, and Rule 7/9/13 of the Jharkhand Minerals (Prevention of Illegal Mining Transportation and Storage) Rules, 2017, pending in the court of learned Chief Judicial Magistrate, Khunti.

2. Learned counsel for the petitioner pointed out that in the present case there is seizure list which shows that only vehicle has been seized. He further pointed out that other similarly situated co-accused person has already been admitted to anticipatory bail by Co-ordinate Bench of this Court vide order dated 19.03.2024 in A.B.A. No. 770 of 2024 who was also owner of the seized Hywa. Upon aforesaid premise, prayer for anticipatory bail has been made.

3. Learned APP appearing for the State has opposed the prayer for anticipatory bail and pointed out that petitioner has not complied notice issued under Section 41 (A) Cr. P.C.

4. Heard learned counsel for the parties and perused the record.

Perusal of record transpires that owner of one of the seized Hywa has already been admitted anticipatory bail by Co-ordinate Bench of this Court vide order dated 19.03.2024 in A.B.A. No. 770 of 2024. Petitioner is stated that to be owner of the seized Hywa having registration No. JH01CS-2232.

5. Considering the totality of the aforesaid facts and circumstances of the

case, this Court do find it fit case to grant anticipatory bail to the petitioner. Accordingly, petitioner, above named, is directed to surrender before the learned court below within four weeks from the date of receipt of a copy of this order and the learned court below on his surrender, shall release him on bail on furnishing bail bonds of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each, to the satisfaction of learned Chief Judicial Magistrate, Khunti, in connection with Jariyagarh P.S. Case No. 45 of 2023, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arun Kumar Rai, J.)

Pramanik/