

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No.7005 of 2024

Bikash Kumar @ Vikash Kumar, S/o Madan Saw, R/o village-Baidh Bigha, P.O. & P.S.-Hariharganj, District-Palamau.

..... Petitioner.

-Versus-

The State of Jharkhand Opp. Party.

CORAM : HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : Mr. Prashant Kumar Rai, Advocate
For the State : Mr. Someshwar Roy, A.P.P.

Order No.02

Date: 29.10.2024

1. The petitioner is apprehending his arrest in connection with Chhatarpur P.S. Case No.77 of 2024 registered under Sections 272/273/290/414/120B/34 of the Indian Penal Code, 1860 and Section 47a of the Excise Act, 1915.
2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and has not committed any offence as alleged in the F.I.R. The petitioner is the owner-cum-driver of pickup vehicle bearing registration no.JH-03Z-6026. It has been alleged that spirit was being loaded on the said pickup vehicle taken out from the tanker bearing registration no.PB-65AA-9213. In Fact, the said spirit was being loaded in the said pickup vehicle as he was engaged on hire basis by the co-accused-Arvind Yadav for the said purpose. He had no idea that the spirit being loaded on the said vehicle was illegal. Co-accused-Arvind Yadav has already been granted anticipatory bail by this Court vide order dated 30th July, 2024 passed in A.B.A. No.4924 of 2024. The petitioner,

however, undertakes to co-operate in the ongoing investigation. Hence, he may be given the privilege of anticipatory bail.

3. Learned A.P.P. opposes the petitioner's prayer for grant of anticipatory bail.
4. Having heard learned counsel for the parties and considering the materials available on record, I am inclined to enlarge the petitioner on anticipatory bail. Accordingly, the petitioner, above named, in the event of his arrest or surrender before the court below within three weeks from today, shall be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Palamau at Daltonganj in connection with Chhatarpur P.S. Case No.77 of 2024 subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Rajesh Shankar, J.)

Vikas/