IN THE HIGH COURT OF JHARKHAND, RANCHI
A.B.A. No. 3266 of 2026
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1. Suniram Kisku, aged about 52 years, son of Marag Kisku, resident of village – Teliapokhar, Rollagram, PO – Rollagram and PS – Maheshpur, District – Pakur

2. Shyam Kumar, aged 23 years, son of Dashrath Prasad Mahto @ Dashrath Prasad Mehta, resident of village – Padma, PO and PS – Padma, District - Hazaribagh **.... Petitioners**

-- Versus --

The State of Jharkhand **.... Opposite Party**

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners :- Mr. Anupam Anand, Advocate
:- Mr. Pranav Kumar, Advocate
For the State :- Mr. Bishwambhar Shastri, Advocate

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*02/**23.06.2026*** Heard learned counsel appearing for the petitioners as well as the learned counsel appearing for the State.

2. The petitioners are apprehending their arrest in connection with Mayurhand P.S. Case No.44 of 2025, for the alleged offences registered under Sections 303(2) and 317(5) of Bharatiya Nyaya Sanhita, 2023, Section 21 of Mines and Minerals (Development and Regulation) Act, 1957, Rule 4/54 of Jharkhand Minor Mineral Concession Rules, 2004 and Rule 13 of Jharkhand Minerals (Prevention of Illegal Mining Transportation and Storage) Rule, 2017 pending in the Court of learned Judicial Magistrate 1st Class, Chatra.

3. Learned counsel appearing for the petitioners submits that the petitioner No.1 is owner and petitioner No.2 is driver of the

tractor and the allegations are made of carrying 100 cft. sand in the said tractor. He further submits that the petitioners have got no criminal antecedent as disclosed in paragraph No.16 of the petition.

4. Learned counsel appearing for the State opposes the prayer and submits that illegally sand was being carried in the said tractor.

5. Considering that petitioner No.1 is the owner and petitioner No.2 is the driver of the tractor and the petitioners have got no criminal antecedent as disclosed in paragraph No.16 of the petition, I am inclined to provide anticipatory bail to the petitioners.

6. Accordingly, the petitioners, above named, are hereby directed to surrender before the learned Court within three weeks from today, and in the event of their surrender/arrest, the petitioners, above named, shall be released on bail, on 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 Judicial Magistrate 1st Class, Chatra in connection with Mayurhand P.S. Case No.44 of 2025, subject to the conditions as laid down under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

Dated 23.06.2026
Sangam/