IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No.5374 of 2020

Ashok Sao @ Ashok Kumar Sao .... …. Petitioner

Versus

The State of Jharkhand ....Opposite Party

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Rakesh Kumar Gupta, Advocate
For the State : Mr. P. D. Agrawal, A.P.P

Order No.02 Dated- 02.11.2020

Heard the parties through video conferencing.

Mr. Rakesh Kumar Gupta- learned counsel for the petitioner undertakes to remove the defects pointed out by the stamp reporter within two weeks after the lockdown is over.

In view of personal undertaking given by the learned counsel for the petitioner, the defects pointed out by the stamp reporter are ignored for the present.

Apprehending his arrest in connection with Jainagar P.S. Case No.102 of 2020 instituted under Section 414/34 of the Indian Penal Code, the petitioner has moved this Court for grant of privileges of anticipatory bail.

Learned counsel appearing for the petitioner submits that the allegation against the petitioner is that the petitioner is the owner of the vehicle bearing registration No.JH 09R 1307 which was involved in transportation of stolen coal. It is submitted that the allegation against the petitioner is false. Drawing attention of this Court towards para-12 of the instant bail application, learned counsel for the petitioner submits that the petitioner has no criminal antecedent. Drawing attention of this Court towards Annexure-2 page-20 of the brief, learned counsel for the petitioner submits that the said coal was validly purchased from Shiv Shakti Enterprises. It is lastly submitted that the petitioner is ready and willing to co-operate with the investigation of the case and to furnish sufficient security

including cash security. Hence, it is submitted that the petitioner be given the privileges of anticipatory bail.

Learned A.P.P appearing for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions of learned counsels and the facts and circumstances stated above, I am inclined to grant privileges of anticipatory bail to the petitioner. Accordingly, the petitioner is directed to surrender in the Court of learned S.D.J.M. Koderma within six weeks from today and in the event of his arrest or surrendering, he will be enlarged on bail on depositing **Rs.10,000/-(Rupees ten thousand) as cash security** and on furnishing bail bond of Rs.25,000/- (Twenty five thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M. Koderma in connection with Jainagar P.S. Case No.102 of 2020 **with the condition that he will co-operate with the investigation of the case and appear before the investigating officer as and when noticed by him and furnish his mobile number and photocopy of the Aadhar Card with an undertaking that he will not change his mobile number during the pendency of the case** and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anil Kumar Choudhary, J.)

Animesh/