IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No.7550 of 2024

Raj Kumar @ Raj Kumar Yadav, S/o Ashok Kumar Singh @ Ashok Yadav @ Jammu Yadav, R/o Bhatauli, Ward No.12, P.O. & P.S.-Nawanagar, District-Buxer, Bihar

..... Petitioner.

-Versus-

The State of Jharkhand ..... Opp. Party.

CORAM : HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : Mr. Brijnandan Kumar, Advocate
For the State : Mr. Arup Kr. Dey, A.P.P.

Order No.03 **Date: 11.12.2024**

1. The petitioner is apprehending his arrest in connection with Dhanbad P.S. Case No.390 of 2023 registered under Sections 414/34 of the Indian Penal Code, 1860.

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 driver of the Mahindra pickup van bearing registration no.JH-10CL-6491 from which there is alleged recovery of 100-120 sacks of raw coal. In fact, there has been no such recovery from the said vehicle. The false implication of the petitioner would be evident from the fact that the seizure list prepared in this regard does not bear signature of any independent witness. Co-accused Sunil Kumar @ Sunil Yadav-the owner of the said vehicle has already been granted anticipatory bail by a Bench of this Court vide order dated 26th April, 2024 passed in A.B.A. No.1296 of 2024. The petitioner has no criminal antecedent as has been stated in paragraph no.8 of the present anticipatory bail application. He, 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 Chief Judicial Magistrate, Dhanbad in connection with Dhanbad P.S. Case No.390 of 2023, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Rajesh Shankar, J.)

Arpit/