

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B. A. No. 1133 of 2022

1. Roshan Ali @ Md. Roshan Ali
2. Abdul Kalam Ansari @ Ab. Kalam Ansari
3. Md. Rustam Ansari ... Petitioners

Versus

The State of Jharkhand ... Opposite Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Rajesh Kumar ,Adv.
For the State : Mr. P.K. Chatterjee ,Spl. P.P.

02 / 22.02.2022 Heard the parties through Video Conferencing.

Apprehending their arrest, the petitioners have moved this Court for grant of privilege of anticipatory bail in connection with Mandu (Kujju) P.S. Case No. 168 of 2021 registered under Sections 21 of MMDR Act, Rule 54 of JMMC Rules .

The learned counsel appearing for the petitioners submits that the allegation against the petitioners is that the petitioners are the owner and driver of the truck which was seized by police while transporting illegally excavated stones. It is then submitted that the allegations against the petitioners are all false. It is further submitted by learned counsel for the petitioners that the petitioners have no criminal antecedent, as mentioned in paragraph 12 of the anticipatory bail application. It is next submitted that the petitioners are ready to co-operate with the investigation of the case and also undertake to furnish sufficient security including cash security and co-accused with similar allegations has already been granted privilege of anticipatory bail by this court vide order dated 22.02.2022 passed in ABA no. 1082 of 2022, hence, the petitioners be given the privilege of anticipatory bail.

The learned Spl. PP opposes the prayer for anticipatory bail of the petitioners.

Considering aforesaid facts and circumstances of the case, I am inclined to grant the privilege of anticipatory bail to the petitioners. Hence, in the event of arrest by the police or surrender within a period of six weeks from the date of this order, the petitioners shall be released on bail on depositing Rs. 10,000/- each as cash security and 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 ACJM, Ramgarh in connection with Mandu (Kujju) P.S. Case No. 168 of 2021 subject to the condition that the petitioners will co-operate with the Investigation of the case and will appear before the Investigating Officer as and when noticed by him and will submit mobile number and photocopy of *Aadhaar* card at the time of surrender in the court below with an undertaking not to change mobile number during the pendency of the case along with the other conditions laid down under section 438 (2) Cr. P.C.

(ANIL KUMAR CHOUDHARY, J.)

Smita/-