

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**  
**A.B.A. No.4457 of 2021**

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Munna Soni	...	Petitioner
	Versus	
The State of Jharkhand	...	Opposite Party

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**CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY**

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For the Petitioner	: Mr. K.S. Nanda, Advocate	
For the State	: Mr. P.D. Agrawal, Spl. P.P.	

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**Order No.02 Dated- 23.07.2021**

Heard the parties through video conferencing.

Apprehending his arrest in connection with Ghaghra P.S. Case No. 38 of 2021 instituted under Sections 379, 411, 34 of the Indian Penal Code, Section 4/54 of Jharkhand Minor Minerals Concessions Rule, 2004 and Section 13 of Jharkhand Minerals (Prevention of Illegal Mining, Transportation and Storage) Rule, 2017, 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 JCB machine which was involved in excavation of sand illegally. It is submitted that the allegation against the petitioner is false. Drawing attention of this Court towards para-02 of the supplementary affidavit dated 22.07.2021, learned counsel for the petitioner submits that the petitioner has no criminal antecedent. It is next 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. It is lastly submitted that the co-accused person has already been given the privilege of anticipatory bail by this Court vide order dated 09.07.2021, in A.B.A. No. 4195 of 2021. Hence, it is submitted that the petitioner be given the privilege of anticipatory bail.

Learned Spl. P.P. opposes the prayer for grant of anticipatory bail.

Considering the submissions of the counsels and the fact as discussed above, I am of the opinion that it is a fit case where the above named petitioner be given the privilege of anticipatory bail. Hence, in the event of his arrest or surrender within a period of six weeks from the date of this order, he shall be released on bail on depositing cash security of Rs.20,000/- and on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Gumla, in connection with Ghaghra P.S. Case No. 38 of 2021 with the condition that the petitioner will cooperate with the investigation of the case and appear before the Investigating Officer as and when noticed by him and will furnish his mobile number and a copy of his Aadhar Card in the court below with the undertaking that he will not change his mobile number during the pendency of the case subject to the conditions laid down under section 438 (2) Cr. P.C.

**(Anil Kumar Choudhary, J.)**

Sonu/Gunjan-