

FORM OF ORDER SHEET

COURT OF THE SESSIONS JUDGE, CHATRA

A.B.P.No.999/2022

CNR-JHCH 010055342022

Gurudayal Sao @ Gurudev Sao Versus State of Jharkhand

Sl. No .	Date of Order of Proceeding	A.B.P.No.999/2022 Order with Signature of the Court	Office Notice taken With Date.
1	2	3	4
	20.12.2022	The present anticipatory bail petition filed on behalf of accused/petitioner Gurudayal Sao @ Gurudev Sao, aged about 41 years, S/o Late Rohan Sao, apprehending his arrest in connection with Tandwa P.S. Case No.112/2018, u/s 323, 504, 506, 385, 387, 353 of I.P.C., has been taken up for hearing in presence of learned P.P. Heard both the parties. The learned advocate appeared on behalf of the accused/petitioner submitted that he is innocent, has committed no any offence and has been falsely implicated in this case. No case U/s 385, 387 & 353 of I.P.C. is made out against the accused/petitioner and except sections 353 & 387 of I.P.C, all other sections are bailable and those sections have been purposely added with view to make the case non-bailable. The accused/petitioner was neither present nor arrested on spot and no any incriminating article has been recovered or seized from his person or possession. Thus, prayed to enlarge him on anticipatory bail. On the other hand learned PP opposed the prayer for anticipatory bail and submitted that accused/petitioner is named	

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	Contd. 20.12.2022	accused of the FIR against whom there is direct and specific allegation regarding commission of occurrence of this case and witnesses examined during investigation have supported the prosecution version and case is still under investigation, thus,he does not deserve anticipatory bail. Heard both sides and perused the case record. The accused/petitioner is named in the FIR of Tandwa P.S. Case No.112/2018, u/s 323, 504, 506, 385, 387, 353 of I.P.C. It is alleged that on 08.06.2018 at about 9.00 A.M. six vehicles bearing registration No.JH-12H-6421, JH-12H-8924, JH-12E-2270, JH-12D-8916, JH-02 AU-5985 and JH-02AT-1232 without making entry in Check-post, illegally entered in the Aamrapali Coal Area with ill motive and going towards the weigh bridge which were apprehended by the informant Senior Security Guard and on query FIR named accused persons including present accused/petitioner made protest and started pressurizing for entry of the vehicles in the check-post which was objected by the informant then they went at Kanta Ghar No.2, 10 and 11 and threatened the employees and locked all the three Kanta Ghar and check post No.2 and 3 at about 9.30 A.M. which are still closed. In this way, the accused persons have obstructed the informant in discharge of his official duty causing loss to crores of rupees to the CCL and revenue to the	

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	Contd. 20.12.2022	Govt. Hence, case has been registered. There is direct and specific allegation against the accused/petitioner that he and other co-accused persons have got the Kanta Ghar No. 2, 10 and 11 and Check post No.02, 03 closed causing loss to crores of rupees to the CCL as well as State Govt. who also threatened the employees. Witnesses examined during investigation have supported the prosecution version and case is still under investigation. Considering the nature of offence and other aspects as discussed above, I am not inclined to accept the prayer for anticipatory bail of accused/petitioner. Accordingly, it is being rejected. However, petitioner is directed to surrender before the learned lower court within three weeks and pray for regular bail. (Dictated) Sd/- (Rakesh Kumar Singh) Sessions Judge, Chatra, JH00243.	