

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 446 of 2026

Manoj Kumar, aged about 67 years, son of Late H. Gopal, resident of 2/2,
Shiv Usha Complex, Uiyen Main Road, Kadma, P.O. & P.S. Jamshedpur,
District- East Singhbhum, Jharkhand ... **Petitioner**

-Versus-

The State of Jharkhand

... **Opposite Party**

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Krishna Murari, Advocate
For the State : Ms. Nehala Sharmin, Spl.P.P.
Mr. Fahad Allam, A.P.P.

03/29.01.2026 Heard learned counsel appearing for the petitioner and learned counsel
appearing for the State.

2. The petitioner is apprehending his arrest in connection with Muffasil
P.S. Case No. 134 of 2015, corresponding to G.R. Case No. 610 of 2015,
registered under Section 409 of the Indian Penal Code, pending in the Court
of learned Judicial Magistrate, 1st Class, West Singhbhum at Chaibasa.

3. Learned counsel for the petitioner submits that the petitioner happens
to be the Junior Engineer in the Rural Development Works Department and
has retired from the service ten years back. He next submits that allegation
is made of lowering down of a pillar of a bridge and for that investigation has
been done by the police and final form has been submitted in which the
petitioner has not been sent up for trial but differing with the final form, the
learned Magistrate has been pleased to take cognizance against the petitioner
and others. He also submits that one co-accused has been provided privilege
of anticipatory bail by this Court in A.B.A. No.427 of 2026. On these grounds,
he submits that the petitioner may kindly be provided privilege of anticipatory
bail.

4. Learned counsel for the State opposed the prayer and submits that final form has been submitted however the learned court has been pleased to take cognizance.

5. There is no doubt that the learned Magistrate can take cognizance differing with the final form. The petitioner happens to be the Junior Engineer in the Rural Development Works Department and the allegations are made of lowering down of a pillar of a bridge and for that investigation has been done by the police and final form has been submitted in which the petitioner has not been sent up for trial but differing with the final form, the learned Magistrate has been pleased to take cognizance against the petitioner. One of the co-accused has been granted anticipatory bail by this Court in the aforesaid A.B.A.

6. In the attending facts and circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, the above named, petitioner is directed to surrender before the learned court within three weeks from today and in the event of his surrender / arrest, the petitioner shall be released on bail, on furnishing bail bonds of Rs. 25,000/- (Twenty Five thousand) with two sureties of the like amount each, to the satisfaction of learned Judicial Magistrate, 1st Class, West Singhbhum at Chaibasa, in connection with Muffasil P.S. Case No. 134 of 2015, corresponding to G.R. Case No. 610 of 2015.

(Sanjay Kumar Dwivedi, J.)

*Dated: 29th January, 2026
Ajay/*