

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No. 237 of 2021

Ram Chandra Mahto, S/o Late Shiv Charan Mahto, R/o
Village-Gari, P.O. Ranchi, P.S.- Sadar, District- Ranchi

... .. **Petitioner**

Versus

1. The State of Jharkhand
 2. Roshan Kumar Gupta, S/o Pawan Kumar, R/o JAP
Road, Tatisilwai Chowk, P.O. & P.S.- Tatisilwai,
District- Ranchi
 3. Jaleshwar Mahto, S/o Biguwa Mahto, R/o Village-
Berwari, P.O.- Childag, P.S.- Angarha, District-
Ranchi
- **Opposite Parties**

CORAM : HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY

For the Petitioner : Mr. Ajit Kumar, Advocate
For the State : Mr. Fahad Allam, A.P.P.

05/22.01.2026 Heard Mr. Ajit Kumar, learned counsel for the
petitioner and learned A.P.P. for the State.

This application has been preferred by the
petitioner for cancellation of anticipatory bail granted to the
opposite party nos. 2 and 3 vide order dated 14.10.2020
passed in A.B.A. No. 4028 of 2020.

The reason which has been put forward by the
learned counsel for the petitioner for cancellation of bail is
with respect to the non-deposit of separate drafts of
Rs. 4,00,000/- and Rs. 17,00,000/- as undertaken by the
opposite party nos. 2 and 3.

It appears that the opposite party nos. 2 and 3
were granted anticipatory bail by this Court on 14.10.2020
in A.B.A. No. 4028 of 2020 and the relevant part of the
order reads as under:

*“On consideration of the undertaking given by
the learned counsel for the petitioners, I am inclined to
extend the privilege of anticipatory bail to the
petitioners. Accordingly, the petitioners, above named,
are directed to surrender in the court below within a
period of eight weeks from today along with separate
drafts of Rs.4,00,000/- by the petitioner no. 1 and Rs.*

17,00,000/- by the petitioner no. 2, drawn in favour of the complainant and if the petitioners adhere to the undertaking given as indicated above in that event, they will be enlarged on bail, on furnishing bail bond of Rs. 10,000/- (Ten Thousand only) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st class, Ranchi, in connection with Complaint Case No. 1106 of 2018, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.”

Since the deposit of the drafts as noted in the said order is a precondition to the grant of anticipatory bail and since according to the learned counsel for the petitioner the opposite party nos. 2 and 3 have not surrendered before the learned trial court, the same has rendered the order dated 14.10.2020 passed in A.B.A. No. 4028 of 2020 as redundant and consequent to the same, this application stands disposed of.

(Rongon Mukhopadhyay, J.)