

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 1589 of 2026

Suresh Asur, son of Vishram Asur, resident of Village Gamharia, P.O.
Mango, P.S. Senha, District Lohardaga

.... Petitioner

Versus

The State of Jharkhand Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Hadish Ansari, Advocate
For the State : Mr. Rakesh Ranjan, A.P.P.

02/15.04.2026 Heard learned counsel for the petitioner and learned A.P.P for
the State.

2. The petitioner is apprehending his arrest in connection with
Gumla P.S. Case No. 426 of 2025, registered for the offence under
Sections 303(2) and 317 (5) of Bhartiya Nyaya Sanhita, 2023, Sections 4
and 54 of JMMC Rules, and Rules 7 and 9 of JMMTS Rules, pending in the
Court of learned Chief Judicial Magistrate, Gumla.

3. Learned counsel appearing for the petitioner submits that the
petitioner is owner-cum-driver of the tractor and the allegation is made of
carrying 20 CFT of sand. He further submits that the said sand was being
carried for personal use. He also submits that the petitioner is having no
criminal antecedent as disclosed in para 12 of the petition.

4. Learned A.P.P. appearing for the State has opposed the prayer
and submits that illegally, the sand was being carried.

5. Considering that the petitioner is owner-cum-driver of the
tractor and he is having no criminal antecedent as disclosed in para 12 of
the petition and further it has been pointed that 20 CFT of sand as
alleged, was being carried for personal use and in that view of the matter,
the petitioner, named above, is directed to surrender before the learned
Court within two weeks from today and the learned Court shall release
the petitioner on such terms and conditions or the sureties as the learned
Court may deem fit and proper.

(Sanjay Kumar Dwivedi, J.)