

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 2577 of 2025

Binu Sinha @ Binay Prasad, son of late Ram Lakhan Prasad, resident of "Ram Lakhan Niwas" P.S. Sadar, P.O and District- Hazaribag. Petitioner(s).

Versus

The State of Jharkhand

... Opp. Party(s).

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s) : Mr. R.S. Mazumdar, Sr. Advocate.

M/s Niwhat Kr. Roy, Prabhat Kr. Singh, Advocates

For the State : Mr. Manoj Kr. Mishra, A.P.P.

3/08.07.2025: This anticipatory bail application under Section(s) 482 and 484 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, has been preferred by the petitioner apprehending his arrest for the offences registered under Section(s) 317(5), 338, 336(3), 3(6) of BNS, Section 30(ii) of Coal Mines Act, Section 33 of the Indian Forest Act, Section 4/21 of the MMDR Act, Rule 9/13 of the Jharkhand Mineral (Prevention of Illegal Mining, Transportation and Storage) Rules.

2. Heard the parties at length and had gone through the documents, annexed along with this application.

3. Opportunity was given to the State to oppose the bail, which the State availed and opposed.

4. The petitioner is the transporter of the coal. The seller has already been granted anticipatory bail after it was informed to this Court that the documents, based on which, the transportation was made including GST and other documents were found to be genuine and not fake, which is recorded by this Court in ABA No. 3442 of 2025.

5. Considering the fact that the seller of the coal has already been granted bail by this Court in ABA No. 3442 of 2025 and the fact that this petitioner is the transporter of the coal, I am inclined to **allow** this anticipatory bail application. Accordingly, the petitioner, above named, is directed to surrender before the court below within four weeks from today and in the event of his surrender/arrest, the court below is directed to enlarge him on bail on furnishing bail bond of Rs.10,000/-(rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Chief Judicial Magistrate, Hazaribagh, in connection with Korrah P.S. Case No. 186/2024, subject to condition that one of the bailers should be close relative of the petitioner and other should be a resident of State of Jharkhand, having sufficient landed property in his/her name or in the name of his/her ancestors in which he/she is having share and to that effect, he/she has to file an affidavit before the Trial Court indicating his/her share in the property.