

**IN THE HIGH COURT OF JHARKHAND, RANCHI**

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**A.B.A. No. 2981 of 2026**

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Subir Kumar Saha, aged about 38 years son of late Dinanath Saha, resident of Chaskapur, PO and PS Shamsherganj, District Murshidabad, West Bengal .... Petitioner

-- Versus --

The State of Jharkhand .... Opposite Party

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**CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI**

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For the Petitioner :- Mr. Yasir Arafat, Advocate

For the State :- Mr. Achinto Sen, Advocate

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**2/10.06.2026** Heard learned counsels for petitioner and for State.

2. The petitioner is apprehending his arrest in connection with Pakur Muffasil PS Case No.50 of 2026, for offence registered under section 303(2), 317(2) and 3(5) of BNS, 2023, Sections 4 and 21 of Mines and Minerals (Development and Regulation) Act, 1957, Rule 54 of Jharkhand Minor Mineral Concession Rules, 2004 and Rules 7, 9 and 13 of Jharkhand Minerals (Prevention of Illegal Mining, Transportation and Storage) Rules, 2017, pending in court of learned S.D.J.M., Pakur.

3. Learned counsel for petitioner submits that the petitioner is the owner of Hywa vehicle and the allegations are made that 700 cft stone chips were being carried. He next submits that the petitioner was having no knowledge about carrying the said stone chips in absence of any valid document and the petitioner has got no criminal antecedent as disclosed in paragraph no.6 of the

petition. He next submits that there is no independent witness to the seizure list.

4. Learned State counsel opposes prayer and submits that illegally the stone chips were being carried.

5. Considering that the petitioner is the owner and having no criminal antecedent as aforesaid and in seizure list, there is no independent witnesses and only the police officials are the witness in the seizure list, I am inclined to grant anticipatory bail to petitioner.

6. Accordingly, petitioner, above named, is hereby directed to surrender before learned court within three weeks from today, and in event of his surrender/arrest, petitioner, above named, shall be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand), with two sureties of like amount each, to satisfaction of learned S.D.J.M., Pakur, in connection with Pakur Muffasil PS Case No.50 of 2026, subject to the conditions as laid down under section 482(2) of Bhartiya Nagrik Suraksha Sanhita (BNSS), 2023.

**( Sanjay Kumar Dwivedi, J.)**

10.06.2026  
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