

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 3437 of 2025
Manoj Kumar Mishra, son of Late Agast Mishra, resident of village Jond, P.O Singra
Khurd, P.S. Sadar Medininagar, District- Palamau. Petitioner(s).
-Versus-
The State of Jharkhand. ... Opp. Party(s).

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s) : Mr. Chyan Sarkar, Advocate (through VC)
For the State : Mr. Pankaj Kumar, P.P.

03/07.07.2025: 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) 406, 409 and 420
IPC, Section 7 of the Essential Commodities Act, pending in the Court of learned J.M, 1st
Class, Palamau at Daltonganj.

The petitioner had earlier filed an anticipatory bail application i.e. ABA No. 1014 of
2025 and the said application was withdrawn simplicitor on 14.2.2025. The order reads as
under:-

“Heard the parties.
Learned counsel for the petitioner seeks permission of this Court
to withdraw the instant anticipatory bail application.
Permission is accorded.
Accordingly, the instant anticipatory bail application stands
dismissed as withdrawn.”

From the aforesaid order, it is clear that it was simplicitor withdrawal without any
liberty or leave granted to the petitioner. The petitioner thereafter again has filed the
second anticipatory bail application. The first anticipatory bail application was withdrawn,
which clearly suggests that the learned Court was most probably was not inclined to grant
bail to the petitioner, that is why, the application was withdrawn, otherwise there was no
good ground to withdraw the same.

Considering the fact that the earlier anticipatory bail application of this petitioner
was dismissed without giving any liberty, I am of the view that this application is not
maintainable. I am not inclined to grant anticipatory bail to the petitioner. Accordingly, this
application is **dismissed**.