

IN THE HIGH COURT OF JHARKHAND, RANCHI

A.B.A. No. 3911 of 2026

Nityanand Singh, aged about 43 years, son of Ramavtar Singh,
resident of gram-Silphari, Chakai, PO Nawadih, PS
Chandarmandih, District Jamui, Bihar Petitioner

-- Versus --

The State of Jharkhand Opposite Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner :- Mr. Pran Pranay, Advocate
For the State :- Mr. Rakesh Kumar Sinha, Advocate

2/20.07.2026 Heard learned counsels for petitioner and for State.

2. The petitioner is apprehending his arrest in connection with Deoghar Town PS Case No.152 of 2026, for offence registered under section 317(5), 3(5) of BNS, 2023, Section 21 of Mines and Mineral (Development and Regulation) Act, 1957, Rule 54 of Jharkhand Minor Minerals Concession Rules, 2004 and Rule 13 of Jharkhand Minerals (Prevention of Illegal Mining, Transportation and Storage) Rules, 2017, pending in court of learned Chief Judicial Magistrate, Deoghar.

3. Learned counsel for petitioner submits that the petitioner is the owner cum driver of the tractor and the allegations are made of carrying 100 cft sand. He also submits that the petitioner earns his livelihood by way of driving the said tractor and the sand in question has been booked by another person. He next submits that the petitioner has got no criminal antecedent as disclosed in

paragraph no.12 of the petition.

4. Learned State counsel opposes the prayer and submits that the allegations are there of illegally carrying the said sand.

5. Considering that the petitioner is the owner cum driver of the said tractor and it has been pointed out that the said sand was booked by another person and further the petitioner earns his livelihood by way of driving the said tractor and the petitioner has got no criminal antecedent as aforesaid, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the 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 Chief Judicial Magistrate, Deoghar, in connection with Deoghar Town PS Case No.152 of 2026, subject to the conditions as laid down under section 482(2) of Bhartiya Nagrik Suraksha Sanhita (BNSS), 2023.

(Sanjay Kumar Dwivedi, J.)

20.07.2026
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