

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 5139 of 2025

1. Prakash Yadav aged about 26 years, son of Umrao Yadav, resident of village Daridag, P.O.- Tulbul police station- Rajpur, District - Chatra.

2. Ramadhin Yadav @ Ram Adhin Yadav aged about 47 years son of Faudi Yadav resident of Jugudih, P.O. and police station- Itkhori, District – Chatra.

3. Kuldeep Kumar Yadav aged about 28 years, son of Bhaju Yadav, resident of Dudhauri, P.O._Chatra, Police Station Sadar, District-Chatra.

..... ... Petitioners

Versus

The State of Jharkhand.

..... ... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners : Mr. Amit Kumar Choubey, Advocate.

For the State : Mr. B. Shastri, A.P.P.

05/ 15.09.2025 Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioner are apprehending their arrest in connection with Sadar P.S. Case No. 191 of 2025, registered for the offences under Sections 303(2) of Bharatiya Nyaya Sanhita, 2023, Section 21 of the Mines and Minerals (Development and Regulation) Act, 1957, Rule-54 of Jharkhand Minor Mineral Concession Rules, 2004, Rule 13 of the Jharkhand Minerals (Prevention of Illegal Mining Transportation and Storage) Rules, 2017, pending in the court of learned Chief Judicial Magistrate, Chatra.

3. Learned counsel appearing for the petitioners submits that the petitioner No. 1 is the owner of one of the tractor, petitioner No. 2 is the driver of one of the tractor and petitioner No. 3 is the also the

driver of one of tractor and allegations are made that 100 CFT sand was being loaded on each of the tractor. He submits that the petitioners are having no criminal antecedent and disclosure to that effect has been made in para-13 of the petition. He further submits that the other co-accused, has already been provided the privilege of anticipatory bail in A.B.A. No. 4575 of 2025 by this court.

4. Learned A.P.P. for the State has opposed the prayer and submits that illegal sand was being carried on the tractors in question.

5. In view of the above and considering that one of the co-accused, has already been provided the privilege of anticipatory bail in A.B.A. No. 4575 of 2025 by this court and further the petitioners are having no criminal antecedent and disclosure to that effect has been made in para-13 of the petition, I am inclined to provide the privilege of anticipatory bail to the petitioners.

6. Accordingly, the petitioners, named above, are hereby directed to surrender before the learned court within three weeks from today, and in the event of their surrender/arrest, the petitioners, above named, shall be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each, with two sureties of the like amount each, to the satisfaction of learned Chief Judicial Magistrate, Chatra, in connection with Sadar P.S. Case No. 191 of 2025, subject to the conditions as laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

Dated:-15.09.2025
Amitesh/-