

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 5137 of 2025

Pradeep Yadav, aged about 26 years, son of
Goverdhan Yadav, resident of Karamba, P.O.-Chama,
P.S. Burmu, District-Ranchi, Jharkhand.

..... ... Petitioner

Versus

The State of Jharkhand

..... ... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Birendra Kumar, Advocate.

For the State : Mr. Subodh Kumar Dubey, A.P.P.

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

2. The petitioner is apprehending his arrest in connection with Burmu P.S. Case No. 54 of 2024, registered for the offences under Section 317(5) of Bharatiya Nyaya Sanhita, 2023, Rule-54 of Jharkhand Minor Mineral Concession Rules, 2004, Section 4(1)(A)/21 of the Mines and Minerals (Development and Regulation) Act, 1957 and Rule 9/13 of the Jharkhand Minerals (Prevention of Illegal Mining Transportation and Storage) Rules, 2017, pending in the court of learned Judicial Magistrate, 1st Class, Ranchi.

3. Learned counsel appearing for the petitioner submits that earlier the petitioner has moved in A.B.A. Filing No. 7586 of 2025 and the co-ordinate bench has observed that if the defect will not be removed, this application will be treated as it is not filed. He submits that thereafter the fresh petition has been filed.

4. Learned counsel appearing for the petitioner submits that the petitioner is the owner-cum-driver of the tractor in question and it has been alleged that 100 CFT sand was loaded on the said tractor. He

submits that the petitioner is having no criminal antecedent and disclosure to that effect has been made in para-11 of the petition.

5. Learned A.P.P. appearing for the State has opposed the prayer and submit that 100 CFT illegal sand was loaded on the tractor in question.

6. Considering that the petitioner is the owner-cum-driver of the tractor in question and further the petitioner is having no criminal antecedent and disclosure to that effect has been made in para-11 of the petition, I am inclined to provide the privilege of anticipatory bail to the petitioner.

7. Accordingly, the petitioner, named above, is hereby directed to surrender before the learned court within three weeks from today, and in the event of her surrender/arrest, the petitioner, above named, shall be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand), with two sureties of the like amount each, to the satisfaction of learned Judicial Magistrate, 1st Class, Ranchi, in connection with Burmu P.S. Case No. 54 of 2024, 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/-