

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A. B. A. No. 5065 of 2026

Baba Rath @ Afzal Hayat, aged about 37 years, son of Md. Mahmood Alam,
resident of Ward No. 21, Kapali, P.O. and P.S. Kapali, District-Seraikella
Kharsawan

..... .. Petitioner

Versus

The State of Jharkhand

..... .. Opposite Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner

:Mr. Pratik Sen, Advocate

For the State

: Mr. Ajay Kr. Pathak, A.P.P.

02/ 09.09.2026: Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner is apprehending his arrest in connection with
Chandil P.S. Case No. 80 of 2026, registered under sections 115(2), 126(2),
109, 308(5), 3(5) of BNS and under section 27 of the Arms Act, pending in
the Court of learned S.D.J.M, Chandil.

3. Learned counsel for the petitioner submits that the petitioner
has been falsely implicated in this case. He next submits that the petitioner
was not present at the spot which is fortified by the CCTV installed in the
house of the petitioner that petitioner was present at his home at the alleged
time of occurrence. He next submits that petitioner has one criminal
antecedent i.e. Chandil (Kapali) P.S. Case No. 233 of 2024. On these
grounds, he submits that the petitioner may kindly be provided privilege of
anticipatory bail.

4. Learned counsel for the State opposes the prayer and submits
that petitioner is the prime conspirator who has sent his boys at the spot
who have fired and entered into free fight between the labourers who were
working there and the said altercation took place due to land dispute and in
view of that the anticipatory bail of the petitioner may kindly be rejected.

5. In the F.I.R it is stated that petitioner is the main conspirator who has sent his boys who have fired and entered into free fight between the labourers who were working there and the said altercation took place due to land dispute. Further, the petitioner has one criminal antecedent.

6. In the attending facts and circumstances of the case, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for anticipatory bail is hereby rejected.

Dt.09.09.2026

satyarthi-

(Sanjay Kumar Dwivedi, J.)