

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A. B. A. No. 5866 of 2025

1. Hari Shankar Gorai, aged about 55 years, son of Manu Gorai, resident of Chhota Govindpur, Lubasa, P.O. and P.S. Govindpur, District-East Singhbhum, Jharkhand
2. Naresh Karmkar @ Naresh Karmakar, aged about 24 years, son of Sambhu Karmkar, resident of Bhalukpatra, P.O. and P.S. Dumaria, District-East Singhbhum

..... ... Petitioners

Versus

The State of Jharkhand

..... ... Opposite Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners

:Mr. Devesh Ajmani, Advocate

For the State

: Mr. Prabhu Dayal Agrawal, Spl.P.P.

02/ 08.10.2025: Heard learned counsel for the petitioners and learned counsel for the State.

2. The petitioners are apprehending their arrest in connection with Birsanagar P.S. Case No. 60/2025, registered under sections 303(2), 317(2) of BNS, 2023, under Section 21 of MMDR Act, Rule 4/54 of JMMC Rules and under Rule 13 of Jharkhand Minerals (Prevention of illegal Mining Transportation and Storage), Rules, 2017, pending in the Court of learned Judicial Magistrate, Ist Class, East Singhbhum at Jamshedpur.

3. Learned counsel for the petitioners submits that petitioner no.1 is owner and petitioner no.2 is driver of the tractor and allegations are made that 100 cft sand was loaded on the said tractor. He submits that petitioners have no criminal antecedent which is disclosed in para 17 of the petition. On these grounds, he submits that the petitioners may kindly be provided privilege of anticipatory bail.

4. Learned counsel for the State opposes the prayer and submits that illegally the sand was being carried by the said tractor.

5. Considering that petitioner no.1 is owner and petitioner no.2 is driver of the tractor and they have no criminal antecedent which is disclosed

in para 17 of the petition, I am inclined to grant anticipatory bail to the petitioners. Accordingly, the above named, petitioners are directed to surrender before the learned court within three weeks from today and in the event of their surrender / arrest, the petitioners shall be released on bail, on furnishing bail bonds of Rs. 25,000/- (twenty five thousand) each with two sureties of the like amount each, to the satisfaction of learned Judicial Magistrate, Ist Class, East Singhbhum at Jamshedpur, in connection with Birsanagar P.S. Case No. 60/2025, subject to conditions as laid down under Section 482 (2) of B.N.S.S, 2023.

Dt.08.10.2025

(Sanjay Kumar Dwivedi, J.)

satyarthi-