

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 6605 of 2025

1. Bisender Yadav, aged about 51 years, s/o Ram Dhari R/o village Hadku, Bhjatta, Matkoriya Basti, Basepur, P.S. Bank More, P.O. Dhanbad, District Dhanbad.

2. Mukesh Kumar @ Mukesh Yadav, aged about 35 years, S/o Ramesh Singh, R/o village Badalor Tola, Dawaan, P.O. + P.S. Jagdishpur, District Bhojpur (Bihar).

..... ... Petitioners

Versus

The State of Jharkhand

..... ... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners : Mr. M.B. Lal, Advocate.
For the State : Mr. B. Shastri, A.P.P.

03/ 24.11.2025 Heard learned counsel for the petitioners and learned A.P.P. appearing for the State.

2. The petitioners are apprehending their arrest in connection with Jharia P.S. Case No. 248 of 2025, registered for the offences under Sections 317(5) of Bharatiya Nyaya Sanhita, 2023, Section 4/21 of the Mines and Minerals (Development and Regulation) Act, 1957, Rule 9/13 of the Jharkhand Minerals (Prevention of Illegal Mining Transportation and Storage) Rules, 2017, pending in the court of learned A.C.J.M., Dhanbad.

3. Learned counsel appearing for the petitioners submits that the petitioner No. 1 is the owner and petitioner No. 2 is the driver of the truck bearing registration number JH-01-C-6283. He next submits that it has been alleged that 10 tons of coal was loaded on the said truck. He then submits that the said coal was validly purchased by Farheen Enterprises and to buttress his argument he refers to

Annexure-2 of the petition. He also submits that the petitioners are having no criminal antecedent and disclosure to that effect has been made in para-10 of the petition.

4. Learned A.P.P. appearing for the State has opposed the prayer and submits that the allegations are there of carrying 10 tons of illegal coal on the said truck.

5. Annexure-2, *prima facie* suggests that 7.300 MTS coal was purchased and petitioner No. 1 is the owner and petitioner No. 2 is the driver of the truck and the petitioners are having no criminal antecedent and disclosure to that effect has been made in para-10 of the petition, I am inclined to provide 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 A.C.J.M., Dhanbad, in connection with Jharia P.S. Case No. 248 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:-24.11.2025
Amitesh/-