IN THE HIGH COURT OF JHARKHAND AT RANCHI A.B. A. No. 950 of 2020

Birendra Rajak ... Petitioner

Versus

The State of Jharkhand ... Opposite Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Amit Sinha, Adv.

For the State : Addl. P.P.

04 / 28.02.2020 Heard the parties.

Apprehending his arrest, the petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Dhanwar P.S. case no. 344 of 2019 registered under Sections 414 of the Indian Penal Code and section 47(a) (d) (s) of the Excise Act.

Learned counsel appearing for the petitioner submits that the allegation against the petitioner is that 18 bottles of beer and 02 bottles of whisky were seized from the kiosk of the petitioner which he kept for selling them illegally without any licence. It is then submitted that the allegations against the petitioner are all false and the petitioner has no criminal antecedent, as mentioned in paragraph 12 of the anticipatory bail application and he has no concern with the seized articles. It is next submitted that the petitioner is ready to co-operate with the investigation of the case and also ready and willing to furnish sufficient security including cash security, hence, the petitioner be given the privilege of anticipatory bail.

The learned Addl. PP opposes the prayer for anticipatory bail of the petitioner.

Considering aforesaid facts and circumstances of the case, I am inclined to grant the privilege of anticipatory bail to the petitioner. Hence, in the event of arrest by the police or surrender within a period of four weeks from the date of this order, the petitioner shall be released on bail on furnishing cash security of

Rs. 3,000/- and furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned J.M., 1st class, Giridih in connection with Dhanwar P.S. case no. 344 of 2019 subject to the condition that the petitioner will co-operate with the Investigation of the case and will appear before the Investigating Officer as and when noticed by him and will submit mobile number and photocopy of *Aadhaar* card at the time of surrender in the court below with an undertaking not to change mobile number during the pendency of the case along with the other conditions laid down under section 438 (2) Cr. P.C.

(ANIL KUMAR CHOUDHARY, J.)

Smita/-