

# Abhay Kumar Gunjan vs The State Of Jharkhand .... on 16 June, 2021

**Author: Anil Kumar Choudhary**

**Bench: Anil Kumar Choudhary**

IN THE HIGH COURT OF JHARKHAND AT RANCHI  
A.B.A. No.3078 of 2021

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Abhay Kumar Gunjan	.....	Petitioner
	Versus	
The State of Jharkhand	.....	Opposite Party

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CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

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For the Petitioner	: Mr. Anurag Kashyap, Advocate
For the State	: Mr. Shekhar Sinha, P.P

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Order No.02 Dated- 16.06.2021

Heard the parties through video conferencing.

Apprehending his arrest in connection with Argora P.S. Case No.186 of 2020 instituted under Sections 273/34 of the Indian Penal Code read with Section 59 (iii) of Food Safety and Standards Act, 2006, the petitioner has moved this Court for grant of privileges of anticipatory bail.

Learned counsel appearing for the petitioner submits that the co-accused Ishan is the distributor of Pan Masala in the name of his firm namely Vivaan Enterprises having license issued by the Government of India and the petitioner has been implicated in this case only because he is the younger brother of the co-accused- Ishan and the allegation against the petitioner is that he was also selling illegal tobacco products in collusion with the co-accused. It is submitted that the allegation against the petitioner is false. It is further submitted that the co-accused- Ishan has already been given the privileges of anticipatory bail by a co-ordinate Bench of this Court vide order dated 01.03.2021 passed in A.B.A. No.6411 of 2020. It is lastly submitted that the petitioner is ready and willing to co-operate with the investigation of the case. Hence, it is submitted that the petitioner be given the privileges of anticipatory bail.

Learned P.P appearing for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions of learned counsels and the facts and circumstances stated above, I am inclined to grant privileges of anticipatory bail to the petitioner. Accordingly, the petitioner is directed to surrender in the Court of learned Judicial Magistrate, Ranchi within six weeks from today and in the event of his arrest or surrendering, he will be enlarged on bail on furnishing bail

bond of Rs.25,000/- (Twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ranchi in connection with Argora P.S. Case No.186 of 2020 with the condition that he will co-operate with the investigation of the case and appear before the investigating officer as and when noticed by him and furnish his mobile number and photocopy of the Aadhar Card with an undertaking that he will not change his mobile number during the pendency of the case and further conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anil Kumar Choudhary, J.) Animesh/