IN THE HIGH COURT OF JHARKHAND AT RANCHI A.B.A. No. 3594 of 2020

Hemendra Nath Sondhi ... Petitioner

Versus

The State of Jharkhand ... Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Sidhartha Roy, Advocate For the State : Mr. P.K. Chatterjee, Addl. P.P.

Order No.02 Dated- 14.09.2020

Heard the parties through video conferencing.

Learned counsel for the petitioner personally undertakes to remove the defects as pointed out by the stamp reporter within two weeks after the lockdown period is over.

In view of the personal undertaking of the learned counsel for the petitioner, the defects pointed out by the stamp reporter are ignored for the present.

Apprehending his arrest, the petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Mandu P.S. Case No.91 of 2020 registered under sections 414/467/468/471/420/120B of the Indian Penal Code and under Section 30 of Coal Mines (Nationalization) Act, 1930.

Heard the learned counsel for the petitioner and learned Addl. P.P. for the State.

The Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner is the owner of Mehak Ceramics and in criminal conspiracy with the co-accused persons were smuggling coal to U.P. by forged and fabricated document and selling the same at high price. It is further submitted that the allegation against the petitioner are all false and Mehak Ceramics is registered under the MSMED Act with the District Administration and no illegality has been committed by the petitioner. It is next submitted that the petitioner has no criminal antecedent as has been mentioned in paragraph no. 17 of the anticipatory bail application. It is then submitted that the

petitioner is ready and willing to furnish sufficient security including cash security and undertakes to cooperate with the investigation of the case. Hence, it is submitted that the petitioner be given the privilege of anticipatory bail.

Learned Addl. P.P. opposes the prayer for grant of anticipatory bail.

Considering the submissions of the counsels and the fact as discussed above, I am of the opinion that it is a fit case where the above named petitioner be given the privilege of anticipatory bail. Hence, in the event of his arrest or surrender within a period of four weeks from the date of this order, he shall be released on bail on depositing cash security of Rs.25,000/- and on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Ramgarh, in connection with Mandu P.S. Case No.91 of 2020 with the condition that the petitioner will cooperate with the investigation of the case and appear before the Investigating Officer as and when noticed by him and will furnish his mobile number and a copy of his Aadhar Card in the court below with the undertaking that he will not change his mobile number during the pendency of the case subject to the conditions laid down under section 438 (2) Cr. P.C.

(Anil Kumar Choudhary, J.)

Gunjan-