

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 8829 of 2013

Khemlal Paswan

Versus

The State of Jharkhand

Petitioner

Opp. party

CORAM: The Hon'ble Mr. Justice Aparesh Kumar Singh

For the Petitioner : Mr. Salil Sitanshu, Advocate

For the State : A.P.P.

02/ 30.09.2013

Heard counsel for the petitioner as well as Opposite Party.

The petitioner has been made accused in connection with Rajpur P.S .Case No. 46 of 2011 corresponding to G.R. No. 1016 of 2011 (S.T. No.203/2013) under Sections 147, 148, 149, 341 and 302 of the Indian Penal Code, and Section 27 of the Arms Act and Section 17(i)(ii) of the C.L.A. Act pending in the Court of Principal District and Session Judge, Chatra .

It is the contention of the petitioner that the allegations of firing which led to death of one Sanjay kumar Singh, who happens to be brother of the informant, is upon Ramawtar Dangi in the Fardbayan recorded by the informant. It is submitted that only general allegations have been made against the petitioner and several others. Two of the co-accused namely Meghnath Bhuiyan and Pintu Paswan @ Pintu Kumar, have been granted bail by this Court in B.A. No.8181 of 2012 and B.A. No.9262 of 2012 respectively. Therefore, the petitioner deserves to be released on bail. He also submits that the petitioner is above 60 years of age and is undergoing medical treatment.

Learned counsel for the opposite party opposes the prayer for bail but does not dispute that the other two co-accused similarly placed like the petitioner, have been enlarged by this Court.

Having regard to the facts and circumstances of the case and the fact that two other co-accused namely Meghnath Bhuiyan and Pintu Paswan @ Pintu Kumar have been enlarged by this Court earlier, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each, to the satisfaction of Principal District and Session Judge, Chatra in connection with Rajpur P.S .Case No. 46 of 2011 corresponding to G.R. No. 1016 of 2011 (S.T. No.203/2013).

(Aparesh Kumar Singh, J.)