

IN THE HIGH COURT OF JHARKHAND, RANCHI.

A.B.A. No. 3413 of 2013

1. Sheela Devi @Sheela Kumari
2. Yogendra Pandit

..... Petitioner(s)

Versus

State of Jharkhand

Opp. Party(s)

CORAM :- HON'BLE MR. JUSTICE P.P. BHATT

For the Petitioner(s) :- Mr. Lina Shakti
For the State :- A.P.P.

2-31.10.2013

Present anticipatory bail application has been filed under sections 438 and 440 of the Code of Criminal Procedure seeking anticipatory bail as the petitioners are apprehending their arrest in connection with C1 Case No. 397 of 2013 registered under sections 379/420 of the Indian Penal Code now pending in the court of learned A.C.J.M Jamshedpur.

Heard learned counsel appearing for the petitioners as well as learned APP appearing on behalf of the State. Perused papers attached to this petition

Learned counsel for the petitioners submitted that initially an FIR was lodged on 29.5.2012 for the alleged offence and the police after investigation of the case submitted the Final Form and thereafter on protest of the informant C1 No. 397 of 2013 was registered and cognizance was taken under sections 379/420 of the Indian Penal Code.

Learned A.P.P. while opposing the anticipatory bail submitted that there are specific allegation against the petitioners of having involvement of the alleged offence under sections 379/420 of the Indian Penal Code and looking to the seriousness of the allegation and gravity of the offence, the petitioners may not be enlarged on anticipatory bail but had not controverted the statement of the petitioner that police initially submitted final form in this case..

Considering the aforesaid rival submissions and having regard to the facts and circumstances of the present case

and also considering the nature of accusation and gravity of the alleged offence the petitioners deserve to be granted anticipatory bail. Accordingly, petitioners, above named , in the event of their arrest or surrender within a period of three weeks from the date of this order, are directed to be released on bail on executing bail bonds of Rs. 10000/- (Rupees ten thousand)each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M Jamshedpur subject to the condition as laid down under section 438(2) of the Code of Criminal Procedure

(P.P. Bhatt, J)

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