

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A.No. 116 of 2015

Indrajit Yadav @ Indrajeet Yadav. ... ..Petitioner

-Versus-

The State of Jharkhand. ... ..Opp. Party

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CORAM: THE HON'BLE MR. JUSTICE D.N.UPADHYAY

For the Petitioner: Mr. Surendra Prasad Sinha, Advocate.

For the State: A.P.P.

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04/ 27.02.2015 The petitioner is an accused in a case registered under Sections 25(1-b)a/26/27/35 of the Arms Act, 17 of the C.L.A. Act and 38/39 of the U.A.P. Act.

It reveals from the F.I.R. that exchange of firing took place between the extremist and the police party. Counter firing made by the police compelled the extremist to disappear in the forest. After firing was over incriminating articles belonging to extremist organization have been recovered from the place.

It is submitted that the petitioner has been arrested and he is languishing in jail since 23.05.2014. It is further submitted that name of the petitioner has been given by the police on the basis that they overheard the names of accused persons while they were addressing to each other. Two of the accused Gopal Yadav vide B.A.No. 2404/2014 & Nanhu Yadav vide B.A.No. 1440/2014 have been granted bail.

Counsel for the State has opposed the prayer.

Admittedly, the petitioner was neither arrested at the spot nor anything incriminating has been recovered from his possession.

Since similarly situated two of the accused are enjoying the privilege of bail, the petitioner is also directed to be released on bail on furnishing bail bond of Rs.10,000/- ( Ten thousand) with two sureties of like amount each to the satisfaction of the C.J.M., Garhwa in connection with Ranka P.S. Case No. 126/2008, corresponding to G.R.No. 1359/2008.

**[D.N.Upadhyay,J.]**

P.K.S.