

IN THE HIGH COURT OF JHARKHAND AT RANCHI

A.B.A. No. 1665 of 2015

Tabrez Alam @ Md. Tabrez @ Belal Minya S/o Late Madar Minya R/o
Bairiya Chowk PO & PS Town, Daltonganj, District Palamau(Jharkhand)
----- **Petitioner**

Versus

The State of Jharkhand ----- **Opposite Party**

CORAM : HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner : Md. Faruque Ansari, Advocate
For the State : A.P.P.

02/29.05.2015

Anticipatory Bail application filed on behalf of petitioner Tabrez Alam @ Md. Tabrez @ Belal Minya , in connection with Sadar (Town) P.S. Case No. 35 of 2014 corresponding to G.R. No. 156 of 2014 for the offence registered under Sections 326,307/34 of the Indian Penal Code and U/s 27 of the Arms Act.

Heard learned counsel for the petitioner, learned counsel for the State and perused the documents available on record.

Learned counsel appearing on behalf of petitioner submits that the petitioner is not the main assailant but one co-accused namely Zamil Ansari is the main assailant. It has further been stated that the said Zamil Ansari has been released on bail by this Court.

Learned A.P.P. Opposes the prayer for anticipatory bail and has submitted that Zamil Ansari was released on regular bail not on anticipatory bail. Further it has been submitted that it is apparent from the last paragraph of the impugned order that this petitioner was also involved in the crime.

In the facts and circumstances of the case, it appears that offence is serious in nature and it appears from the fard-beyan that this petitioner has also taken part in instigating the main assailant. Therefore, at this stage I am not inclined to release the petitioner on anticipatory bail. Hence, petition for anticipatory bail stands rejected.

(Ratnaker Bhengra, J.)