

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 7275 of 2015

Md. Rafique

.... Petitioner

Versus

The State of Jharkhand

... Opposite Party

CORAM: HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY

For the Petitioner

: Mr. M. K. Dey, Sr. Advocate

For the State

: Mr. Abhay Kumar Tiwari, APP

Order No. 02

Dated 30th September, 2015

Heard Mr. M. K. Dey, learned senior counsel appearing for the petitioner and Mr. Abhay Kumar Tiwari, learned APP for the State.

Petitioner is an accused in connection with Chakradharpur P.S. Case No. 14 of 2015 (G.R. No. 25 of 2015), registered for the offences punishable u/s 395 of the Indian Penal Code.

It has been submitted by the learned counsel for the petitioner that the F.I.R. had been instituted against unknown persons and merely on suspicion the petitioner has been apprehended in the present case. Learned senior counsel further adds that there is no recovery from the possession of the petitioner, nor was the petitioner put on T.I.P and that so far as the recovery is concerned, the same has been made from the possession of one Md. Sarfuddin who was apprehended with the vehicle as well as the copper wire. Learned senior counsel further adds that the petitioner is in custody since 5.2.2015.

Learned counsel for the State has opposed the prayer for bail of the petitioner.

Regard being had to the fact that there is no recovery from the possession of the petitioner coupled with the period of custody, the petitioner, named above, 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 learned Sub Divisional Judicial Magistrate, Porahat at Chaibasa in connection with Chakradharpur P.S. Case No. 14 of 2015 (G.R. No. 25 of 2015).

(RONGON MUKHOPADHYAY, J.)