

IN THE HIGH COURT OF JHARKHAND, RANCHI

A. B. A. No. 795 of 2016

Kamal Kumar Gupta @ Kamal Prasad Gupta

... .. Petitioner

Versus

The State of Jharkhand through C.B.I. Opp. Party

CORAM: THE HON'BLE MR. JUSTICE ANANT BIJAY SINGH

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For the Petitioner : Mr. R.S. Mazumdar, Sr. Advocate

Mr. Vineet Prakash, Advocate

For the State : Mr. Kailash Prasad Deo, Advocate

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4/29.04.2016

Petitioner is apprehending his arrest in connection with R.C. Case No. 16 (A)/2012(D) registered under Sections 120-B/ 201/ 109/ 423/424/467/468/469/471/477-A/419/420/409/506 of the Indian Penal Code and Section 13(2) read with 13(1) (d) of the Prevention of Corruption Act and (I) Section 53 of the Santhal Pargana Tenancy Act and (II) Section 25A of the Santhal Pargana Regulation-II 1886.

From perusal of the impugned order it appears that petitioner has not been charge-sheeted by the C.B.I. It further appears that similarly situated co-accused namely Kamleshwari Prasad Singh @ Kamleshwar Prasad Singh, Panchkouri Singh @Panchkori Singh, Ram Pukar Rai and Shivji Paswan have been granted anticipatory bail by different Benches of this Court vide orders dated 10.03. 2016 and 17.12.2015 in A.B.A No. 4032 of 2015 and A.B.A. No. 4346 of 2015 respectively.

The learned counsel for C.B.I. does not oppose the prayer of anticipatory bail.

Considering the aforesaid facts and circumstances, I allow this anticipatory bail application and direct the petitioner to surrender in the court below within two weeks from today and in the event of his surrender, the learned court below is directed to enlarge him on bail on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, CBI cum 1st D.J. Dhanbad, in connection with R.C. Case No. 16 (A)/2012(D), subject to the condition as laid down under section 438(2) of the Cr.P.C.

(Anant Bijay Singh, J.)