

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
B. A. No.9291 of 2016**

1.Akash Gope Petitioners.
2.Suraj Yadav Opposite Party.

-Versus-
The State of Jharkhand. Opposite Party.

CORAM : HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioners : Mr. Rajiv Lochan, Advocate
For the State : APP

03/30.11.2016: Heard learned counsel for the parties.

The petitioners are accused in a case registered under Sections 307, 302/34, 109, 114 of the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the present case and have not committed any offence as alleged in the F.I.R. They have been implicated merely due to the reason that there has been previous enmity between informant side and the accused side. There is no eye witness to the occurrence and there is no specific allegation as against the petitioners for assaulting the deceased as well as the other injured persons.

On the other hand learned APP while opposing the petitioners' prayer for bail submit that so far as the the petitioner no.1-Akash Gope is concerned, the injured witness-Bajrang Gorain has clearly stated that the petitioner no.1 has badly beaten him due to which he sustained serious/grievous injury in the right eye. So far as petitioner no.2-Suraj Yadav is concerned, there is no specific allegation against the said accused Suraj Yadav.

Considering the facts and circumstances of the case petitioner no.2 (Suraj Yadav) 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 Chief Judicial Magistrate, Seraikella in connection with Adityapur P.S. Case No.01 of 2016 corresponding to G.R. No.03 of 2016.

So far as the petitioner no.1-Akash Gope is concerned, I am not inclined to enlarge him on bail at this stage. Accordingly his prayer for bail stands rejected.

(Rajesh Shankar, J.)