

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 5539 of 2016**

Murari Singh, son of Late Ram Pratap Singh, resident of Village-Borha, P.S.-Bishunpur, P.O.-Jamti, District-Gumla ... Petitioner

Versus

The State of Jharkhand Opposite Party

CORAM: HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : Mr. Rajesh Kumar, Advocate
Mr. Manindra Kumar Sinha, Adv.
Mr. Amit Kumar, Advocate
For the State : Mr. Arun Kumar Pandey, A.P.P.

05/30.11.2016 Heard learned counsel for the parties.

The petitioner is an accused in a case registered under Sections 147/148/149/353/307/302/326/427 of the Indian Penal Code and Section 27 of the Arms Act, Section 13(1) of U.P.A. Act, Section 17 of C.L.A. Act and Sections 3/4 of the Explosive Substance Act.

The learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and has not committed any offence as alleged in the F.I.R. The learned counsel further submits that the petitioner was not having any idea about his implication in the present case and, therefore, he did not appear earlier before the concerned court. However, the other co-accused persons who either surrendered or were apprehended by the police have faced the trial and have now been acquitted in Sessions Trial No. 141 of 2014. One of the similarly situated co-accused namely, Bineshwar Sahu has already been enlarged on regular bail by a co-ordinate Bench of this Court vide order dated 09.09.2016 in B.A. No. 3670 of 2016. Moreover, the petitioner is in judicial custody since 21.12.2015.

The learned A.P.P. opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, the petitioner above named is directed to be released on bail on his furnishing bail bond of Rs.10,000/- (Rupees Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Gumla in connection with Bishunpur P.S. Case No. 37 of 2009, corresponding to G.R. No. 923 of 2009, subject to the condition that the petitioner shall co-operate in the trial and shall be physically present before the trial court as and when his presence is required, failing which the trial court shall be at liberty to pass appropriate orders in accordance with law.

(Rajesh Shankar, J.)

Manish