

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 1844 of 2016

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1. Mira Devi @ Mira Debi, W/o Ram Kumar Pandey, R/o Bhamal, PS & PO Nirsha, District Dhanbad.
2. Punam Kumari, D/o Ram Kumar Pandey,
3. Lakshmi Kumari @ Laxmi Kumari, D/o Ram Kumar Pandey,
Both are R/o Bhamal, PS & PO Nirsha, District Dhanbad;
4. Manas Kumar Sen, S/o Lakhi Narayan Sen, R/o Govindpur, PO & PS Govindpur, District Dhanbad;
5. Suvankar Kumbhakar @ Subhankar Kumbhakar
6. Dipankar Kumbhakar;
Both are S/o Biswanath Kumbhakar, R/o Bhaljoria, PO & PS Nirsa, District Dhanbad;
7. Makar Rabidas, S/o Late Habu Rabidas, R/o Piithakiari, PO & PS Nirsa, District Dhanbad;
8. Binoy Rabidas @ Vinay Rabidas S/o Chetan Rabidas;
9. Haradhan Rabidas, S/o Chetan Rabidas;
Both are R/o Village Pithakiari, R/o Piithakiari, PO & PS Nirsa, District Dhanbad;
10. Shanti Devi @ Shanti Mondal, W/o Shyamal Rabidas, R/o Village Pithakiari, R/o Piithakiari, PO & PS Nirsa, District Dhanbad;
11. Rajib Kumar Mitra;
12. Sanjib Kumar Mitra;
Both are S/o Naba Gopal Mitra, R/o Benagoria, PO & PS Nirsa, District Dhanbad;
13. Radhey Yadav, S/o Tilak Yadav, R/o Mugma, PO Mugma, PS Nirsa, District Dhanbad;
14. Bapi Roy Choudhary, S/o Haradhan Roy Choudhary, R/o Tiltoria, PO & PS Nirsa, District Dhanbad;
15. Nishikant Manjhi @ Nishikanta Maji;
16. Nilkant Manjhi @ Nil Kanta Majee;
Both are S/o Sib Sankar Manjhi, R/o Tiltoria, PO & PS Nirsa, District Dhanbad;
17. Anjali Ghosh, W/o Asim Ghosh, R/o Chirkunda, PO & PS Chirkunda, District Dhanbad;
18. Sanjay Kumar Bhandari,
19. Amit Kumar Bhandari;
Both are S/o Prahlad Bhandari, R/o Debiyana, PO Debiyana, PS Nirsa, District Dhanbad.
20. Malay Kumar Paul, S/o Late Amar Kumar Paul, R/o Bhaljoria, PO & PS Nirsa, District Dhanbad.
21. Uttam Mondal;
22. Shasti Mondal @ Shashi Mondal;
Both are S/o Kajal Mondal, R/o Hariyajam, PO & PS Nirsa, District Dhanbad;
23. Santosh Kumar Mondal, S/o Motilal Mondal, R/o Village Pandra, PO Pandra, PS Nirsa, District Dhanbad.
24. Sameer Malakar, S/o Sri Gopal Malakar, R/o Pandra, PO Pandra, PS, Nirsa, District Dhanbad,
25. Prasenjit Manna, S/o Somnath Manna, R/o Pandra, PO Pandra, PS, Nirsa, District Dhanbad,

26. Nimai Malakar, S/o Late Nagendra Malakar, R/o Pandra, PS, Nirsa, District Dhanbad, Pandra, PO
27. Raj Kumar Malakar, S/o Janardan Malakar, R/o Pandra, PS, Nirsa, District Dhanbad, Pandra, PO

... Petitioners

-Versus-

The State of Jharkhand ...

... Opposite Party

CORAM :- HON'BLE MR. JUSTICE RATNAKER BHENGRA

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For the Petitioners :- Mr. Lukesh Kumar, Advocate.

For the Opp. Party :- Mr. Gouri S. Prasad, A.P.P.

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02/31.05.2016: The present application has been filed under Sections 438 and 440 of the Code of Criminal Procedure seeking anticipatory bail as the petitioners are apprehending their arrest in connection with Dhanbad P.S. Case No. 221/2016, corresponding to GR No. 783/2016, registered for the offence punishable under Sections 406/ 420/ 468/ 471/ 409/ 120(B) of the Indian Penal Code, now pending in the Court of learned Chief Judicial Magistrate, Dhanbad.

Heard learned counsel for both the sides.

At the very outset, learned counsel for the petitioners has said that all the petitioners are willing to return the amount of compensation that has been received or taken by them, which can be deposited in the learned court-below concerned, subject to outcome of Dhanbad P.S. Case No. 221/2016, corresponding to GR No. 783/2016.

Having gone through the case records and after hearing the learned counsel for both the sides, I am inclined to grant anticipatory bail to the petitioners and accordingly, petitioners, named above, are directed to surrender in the court below within four weeks from today and on such surrender, they shall be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Dhanbad in connection with Dhanbad P.S. Case No. 221/2016, corresponding to GR No. 783/2016, subject to the condition that

petitioners shall deposit the compensation amounts in the concerned learned court below, the compensation amounts being which they have received as has been indicated in the FIR itself, which will be subject to final outcome of the case and also subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ratnaker Bhengra, J.)

S.B.