

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B. A. No. 10160 of 2016

Dashrath Mahto ... Petitioner
Versus
The State of Jharkhand ... Opp. Party

CORAM : HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : Mr. Binod Kumar Dubey, Advocate
For the Opp. Party : Mr. Ravi Prakash, A.P.P.

3/31.01.2017 Heard learned counsel for the parties.

Petitioner is an accused in a case registered for the offences punishable under Section 392 of the Indian Penal Code.

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. The petitioner has not been named in the F.I.R. and his name has come on the basis of confessional statements of co-accused Sandeep Kumar Soni and Pappu Yadav who themselves have been granted bail by a co-ordinate Bench of this Court vide orders dated 15.03.2016 and 05.04.2016 in B.A. No. 1581 of 2016 and in B.A. No. 2619 of 2016 respectively. Though there are criminal antecedent against the petitioner, but in the present case, he is languishing in judicial custody since 02.03.2016 without any cogent evidence against him.

Learned A.P.P. has opposed the petitioner's prayer for bail.

Considering the aforesaid facts and circumstances, I am inclined to enlarge the petitioner on bail. Accordingly, 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 Principal Dist. and Sessions Judge, Chatra, in connection with Simariya P.S. Case No. 230 of 2015, corresponding to G.R. No. 1600 of 2015, S.T. No. 47 of 2016 subject to the condition that the petitioner shall co-operate in the trial and shall be present as and when required by the court, failing which the trial court is at liberty to pass appropriate order against the petitioner in accordance with law.

(Rajesh Shankar, J.)