

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B. A. No. 4356 of 2017

Pintu Chakia Petitioner

Versus

The State of Jharkhand Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. J.N. Upadhyay, Advocate
For the State : Addl. P.P.

2/31.08.2017 Apprehending his arrest, the petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Sundarnagar P.S. Case No. 7 of 2017 (G.R. No. 1091 of 2017) registered under Sections 341,323,379,385, 504,506,34 of the Indian Penal Code.

Heard the parties.

Learned counsel for the petitioner submits that the allegation against the petitioner is that he along with the co-accused persons abused the informant and assaulted him with sticks and demanded Rs.5 Lakhs at the point of pistol and also threatened that if the demand is not fulfilled, the informant will be murdered. It is submitted that the petitioner is innocent. The petitioner is an employee of UCIL. Though the investigation is going on since 18.4.2017, no seizure has been made in the case. There is no medical report in the record to suggest that any injury has been sustained by the informant. However, the petitioner is ready and willing to pay Rs.5,000/- as ad interim victim compensation to victim-informant, without prejudice to his defence in the case. Hence the petitioner be given the privilege of anticipatory bail.

Learned Addl. P.P. opposes the prayer for anticipatory bail.

Considering the submissions of the counsel and the fact as discussed above, I am of the opinion that this is a fit case where the petitioner, named above, be admitted to anticipatory bail. Hence, in the event of his arrest or surrender within a period of four weeks from the date of this order, he shall 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 Judicial Magistrate, 1st Class, Jamshedpur, in connection with Sundarnagar P.S. Case No. 7 of 2017 (G.R. No. 1091 of 2017), and depositing of Rs. 5,000/- as ad interim victim compensation to be paid to victim-informant, subject to the conditions laid down under section 438 (2) Cr. P.C.

In case, the petitioner deposits the ad interim victim compensation amount in the court, it is directed that notice be issued to victim-informant and the said amount be released in his favour forthwith, after proper identification.

(Anil Kumar Choudhary, J.)