

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B. A. No. 10112 of 2016

Abhishek Kumar @ Ronik Mandal @ Abhisekh Kumar

... ... Petitioner

Versus

The State of Jharkhand Opp. Party

CORAM : HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : Mr. Akshay Kumar Mahto, Advocate

For the Opp. Party : Mrs. Niki Sinha, A.P.P.

6/31.01.2017 Heard learned counsel for the parties.

Petitioner is an accused in a case registered for the offences punishable under Section 376 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 police after investigation of the case did not send the petitioner for trial due to lack of evidence, accordingly final form was submitted by the police in favour of the petitioner before the concerned court below. However, vide order dated 06.10.2016, the concerned Court took cognizance of the offence against the petitioner finding some materials on record and proceeded for trial. The petitioner is in judicial custody since 22.08.2016, therefore, his prayer for bail may be considered sympathetically.

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 Additional Sessions Judge, VI, Jamshedpur, in connection with Mahila P.S. Case No. 11 of 2016, corresponding to G.R. No. 2053 of 2016 (S.T. No. 26 of 2017) 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.)