

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B. A. No. 5528 of 2017

Shamim Ansari @ Md. Shamim Ansari Petitioner

Versus

The State of Jharkhand Opposite Party

CORAM

HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner: Md. S. Yunus

For the State: Mr. R.K.Singh, A.P.P

05/22.09.2017 Heard learned counsel for the parties.

The petitioner is an accused in a case registered for the offence punishable under Sections 304(B)/34 IPC.

Learned counsel for the petitioner submits that earlier the petitioner's prayer for bail was rejected by this Court vide order dated 07.12.2016 passed in B.A. No. 9621/2016. By way of present bail application, the petitioner has renewed his prayer for bail. It is further submitted that out of five charge sheet witnesses, three witnesses have been examined during the trial, but they have not supported the case of the prosecution. In view of the said fact, the petitioner who is in judicial custody since 11.04.2016, may be given the privilege of regular bail.

Learned A.P.P while opposing the petitioner's prayer for bail, submits that the informant Arbaz Rahi and the I.O of this case are yet to be examined in the trial and therefore the petitioner may not be given the privilege of regular bail.

Considering the facts and circumstances of the case, I am not inclined to grant bail to the petitioner in connection with S.T. No. 204/2016, arising out of Katkamdag P.S. Case No. 36/2016 (G.R. No. 588/2016).

The prayer for bail of the above named petitioner is, accordingly, rejected.