

IN THE HIGH COURT OF JHARKHAND AT RANCHI

A.B. A. No. 5459 of 2017

William Spencer Easton

...

Petitioner

Versus

The State of Jharkhand

...

Opposite

Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. R. S. Mazumdar, Sr. Adv.

For the Opposite Party : Addl. P.P.

03 / 31.10.17 Apprehending his arrest, the sole petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Hariharpur P.S. Case No. 41 of 2017 (G. R. No. 2558 of 2017) registered under Sections 306 of the Indian Penal Code.

Heard learned senior counsel appearing for the petitioner as well as learned Addl. PP for the State.

The learned senior counsel appearing for the petitioner submits that the petitioner is Secretary and Administrative Head of the St. Marry's Day School, Jitpur, Gomoh in the district of Dhanbad. It was further submitted that on 07.07.2017, elder son of the informant namely Aditya Raj had gone to school where he and his friend were forcibly driven out from the school and was not allowed to enter in the school. It was further alleged that her son was tortured and humiliated by school management several times due to which, her son committed suicide along with his friend. It was further submitted that allegations against the petitioner are all false and none of the witnesses examined during the investigation has stated that the deceased at any point of time was tortured by anybody in the school. Hence, it is submitted that the petitioner be given the privilege of anticipatory bail.

The learned Addl. PP opposed the prayer for anticipatory bail but conceded that there is no allegation of any torture to the deceased in the school in the case diary.

Considering the submissions of the counsels and the fact as discussed above, I am inclined to grant the privilege of anticipatory bail to the petitioner. Hence, in the event of his arrest by the police 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, Dhanbad in connection with Hariharpur P.S. Case No. 41 of 2017 (G. R. No. 2558 of 2017) subject to the conditions laid down under section 438 (2) Cr. P.C.

(ANIL KUMAR CHOUDHARY, J.)

Smita/-