

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A.No. 4234 of 2017

Sukhdeo Ganjhu @ Sukhla GanjhuPetitioner

-Versus-

The State of Jharkhand.Opp. Party

CORAM: THE HON'BLE MR. JUSTICE DR. S.N.PATHAK

For the Petitioner: Mr. Abhay Kr. Chaturvedy, Advocate.

For the State: A.P.P.

02/ 26.05.2017 Heard the parties.

The petitioner is an accused in a case registered under Sections 147, 148, 149, 307 and 392 of the Indian Penal Code, under Section 27 of the Arms Act and under Section 17(i)(ii) of Criminal Law Amendment Act.

Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case and has not committed any offence as alleged in the F.I.R. It is further submitted that there was indiscriminating firing between the two rivalry groups of extremists. It is also submitted that the police reached the place of occurrence and there was also firing upon them but admittedly, there was no injury on the side of the police personnel. Counsel for the petitioner submits that similarly situated co-accused, Santosh Sao and Rakesh Kumar Chandravanshi @ Chhottu @ Karan Jee have been granted bail by this Court in B.A. Nos.9848 of 2015 and 2256 of 2016 vide order dated 06.01.2016 and 18.05.2016, respectively. Another co-accused Naresh Ganjhu @ Jeewan Ganjhu was also granted bail by a co-ordinate Bench of this Court vide order dated 31.01.2017 in B.A. No.10791 of 2016. Moreover, the petitioner is in custody since 28.03.2017 and hence, he may be granted the privilege of bail.

Learned A.P.P. opposes the prayer for bail.

In the facts and circumstances of the case, the petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of the Chief Judicial Magistrate, Chatra in connection with Simaria P.S. Case No. 95 of 2013, corresponding to G.R.No.1118 of 2013.

[Dr.S.N.Pathak,J.]