

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 8597 of 2018

Jiban Chandra Jha @ Sapan Mukherjee
@ Amit Guha @ Jivan Chandra Jha ... Petitioner(s).
Versus
The State of Jharkhand ... Opp. Party(s).

CORAM : HON'BLE MR. JUSTICE ANANDA SEN.

For the Petitioner(s) :Mr. Gautam Kumar, Advocate.
For the State : A.P.P.

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03/30.11.2018: Heard the counsel for the parties.

The petitioner is an accused for the offence punishable under Section(s) 406, 420, 34 and 120B of the Indian Penal Code and Section 138 of the N.I. Act.

It is alleged that on showing a magnet, claiming to have huge value in the international market, informant and others were enticed and a sum of Rs.93,00,000/- (ninety three lakhs) were taken from them. From the FIR, it is clear that the informant has not paid any money to this petitioner.

Counsel for the petitioner submits that admittedly no amount was handed over to the petitioner. He further submits that similarly situated co-accused, Md. Kalam @ Abdul Kalam and Mamta Pandey have been released on bail by this Court in B.A. Nos. 4582 and 4711 of 2018, respectively.

Learned A.P.P opposes the prayer for bail but has not controverted the aforesaid submissions.

In view of the aforesaid facts, I am inclined to release the petitioner on bail. Accordingly, the petitioner, above named, 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 the learned Chief Judicial Magistrate, Pakur, in connection with Pakur Town P.S. Case No. 58/2018, corresponding to G.R. No. 237 of 2018, subject to the condition that one of the bailors should be close relative of the petitioner and another should be a local person of the locality of the same police station, both having sufficient landed properties and with a further condition that the petitioner should appear and mark his attendance before the Officer-in-Charge, Pakur(T) Police Station once a month, failing which, his bail bond shall stand cancelled and necessary steps shall be taken for his re-arrest.