

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B. A. No. 4834 of 2019

(1) Bittu Rajak @ Bittu Kumar Rajak  
(2) Umesh Rajak ... ... Petitioners

Versus

The State of Jharkhand. ... ... Opp. Party

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CORAM: HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY  
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For the Petitioners : Mr. Ashok Kumar, Advocate  
For the Opp. Party : None

02/28.05.2019:

1. Heard Mr. Ashok Kumar, counsel appearing on behalf of the petitioner.
2. Nobody appears on behalf of Opposite Party.
3. This application for regular bail has been filed by the petitioners who are said to have been in judicial custody since 08.03.2019 in connection with Rajpur P.S. Case No. 09 of 2019 for offence under Sections 272, 273, 284, 486 and 414 of the Indian Penal Code, Sections 47(A), 47(B), 47(F), 55 of Excise Act and Sections 103 and 104 of Trade Mark Act, 1999, pending before the Court of learned Additional Chief Judicial Magistrate, Chatra.
4. Counsel for the petitioners submits that the petitioners are driver and Khalasi of the vehicle, in which, the seized goods were recovered. He submits that the owner of the vehicle is one Ashok Sao and the goods recovered also belongs to Ashok Sao and the counsel submits that this fact has been mentioned even in the First Information Report. He submits that the petitioners are already in

judicial custody since about three months. He submits that the petitioners do not have any criminal antecedent.

5. Considering the fact that the petitioners are in judicial custody since about three months and that they have no criminal antecedent, the petitioners are directed to be released on regular bail considering the period of custody upon furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Chatra in connection with Rajpur P.S. Case No. 09 of 2019 on the following conditions: -

- (i) Both the bailers should be close relatives of the petitioner.
- (ii) The petitioners shall appear before the learned court below on each and every date and on account of even single default, their bail bond will be cancelled by the learned court below.

6. The instant application is allowed with the aforesaid conditions.

**(Anubha Rawat Choudhary, J.)**

Mukul/-