

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. M.P. No.2137 of 2019**

Rajina Marandi Petitioner
Versus
1. The State of Jharkhand
2. Mistry Murmu Opposite Parties

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Ranjan Kr. Singh, Advocate
For the State : Mr. Anand Kumar Pandey, Addl.P.P
For the O.P. No.2 : None

Order No.06 Dated- 25.10.2019

This criminal miscellaneous petition has been filed by the petitioner with a prayer to cancel the bail granted to the opposite party No.2- Mistry Murmu in compliance of the order dated 28.01.2019 passed in A.B.A. No.3736 of 2018 in connection with Mahagama P.S. Case No.20 of 2017 corresponding to G.R. No.287 of 2017.

Though notice has been served upon the opposite party No.2 yet no one appears on behalf of the opposite party No.2 in spite of repeated calls.

It is submitted by the learned counsel for the petitioner that vide order dated 28.01.2019 passed in A.B.A. No.3736 of 2018, the opposite party No.2 was directed to be enlarged on bail with the condition that every month the opposite party No.2 will file the proof of deposit of Rs.10,000/- in the bank account of the petitioner in the trial court till disposal of the case. Drawing attention of this Court towards page-22 of the brief which is the copy of the certified copy of the savings bank account of the petitioner, learned counsel for the petitioner submits that Rs.10,000/- was deposited by the opposite party No.2 till 14.02.2019 and thereafter, he is not paying the said amount as undertaken by him consequent upon which he was granted the privileges of anticipatory bail. Hence, it is submitted that the bail granted to the opposite party No.2- Mistry Murmu vide order dated 28.01.2019 passed in A.B.A. No.3736 of 2018 be cancelled.

Considering the aforesaid submission of the learned counsel for the petitioner, the bail granted to the opposite party No.2- Mistry Murmu vide order dated 28.01.2019 passed in A.B.A. No.3736 of 2018 is cancelled. Learned trial court is directed to take appropriate steps for apprehension of the opposite party No.2 for facing the trial.

This criminal miscellaneous petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)