IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 6338 of 2018

Ganpat Kachhap @ Ganpait Kachhap @ Ganpat Bhuinya aged about 25 years, S/o Ful Singh Kachhap, resident of village Manhatu, P.O. Khatanga, P.S.- Rania, District- Khunti. …… Petitioner.

Versus

The State of Jharkhand …… Opposite Party.

CORAM: HON'BLE MR. JUSTICE KAILASH PRASAD DEO

For the Petitioner : Mr. Anil Kumar Ganjhu, Advocate.

For the State : Mr. Vandana Bharti, A.P.P.

07/Dated:31/01/2019 Heard, learned counsel for the petitioner and learned counsel for the State.

The petitioner has prayed for grant of regular bail in connection with Sessions Trial case No. 215 of 2017, arising out of Kamdara P.S. Case No. 21 of 2016, corresponding to Spt. G.R. No. 591 of 2016 for the offence under Sections 302/34 of the Indian Penal Code, section 27 of Arms Act and 17 of C.L.A. Act, pending in the court of learned Additional Sessions Judge-V, Gumla.

Learned counsel for the petitioner has submitted that on the basis of confessional statement of co-accused, Ram Krishna Baghel and Samuel Aind, the petitioner has been made an accused in this case.

Learned counsel for the petitioner has submitted that co-accused, Ram Krishna Baghel has faced the trial and has been acquitted by the Court below and as such, this petitioner may also be enlarged on bail.

Learned counsel for the State has submitted that from perusal of the impugned order itself, it shows that petitioner has many as six criminal cases against him as mentioned at paragraph-32 of the supplementary case diary, apart from this petitioner has remained absconder till conclusion of trial of the co-accused, Ram Krishna Baghel.

Under the aforesaid circumstances, the petitioner does not deserve to be released on bail at this stage.

Heard, learned counsel for the petitioner and learned counsel for the State. The prayer of petitioner for bail is hereby rejected. The petitioner may renewed his prayer for bail after six months, if the trial is not concluded and there is no latches on his part.

(Kailash Prasad Deo, J.)

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