

**IN THE HIGH COURT OF JHARKHAND AT RANCHI  
A.B.A. No.5041 of 2019**

Md. Shamsher Ansari @ Md. Shamsher .... .... .... Petitioner  
Versus  
The State of Jharkhand .... .... .... Opposite Party

**CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY**

For the Petitioner : Mr. Shekhar Pd. Sinha, Advocate  
For the State : Mr. Rajesh Kr. Mahtha, A.P.P

**Order No.02 Dated- 31.07.2019**

Apprehending his arrest in connection with Loyabad P.S. Case No.31 of 2019 instituted under Sections 376, 504, 506 and 323 of the Indian Penal Code, the petitioner has moved this Court for grant of privileges of anticipatory bail.

Heard learned counsel appearing for the petitioner and learned A.P.P appearing for the State.

Learned counsel appearing for the petitioner submits that the allegation against the petitioner is false. Drawing attention of this Court towards page-13-14 at Annexure-2 of the brief which is the copy of the certified copy of the joint compromise petition filed by the parties in the court of Sessions Judge, Dhanbad, learned counsel for the petitioner submits that the parties have settled the matter outside the Court and as the informant was suffering from mental depression, hence, she lodged the F.I.R. under some misunderstanding and no occurrence as alleged has taken place. It is lastly submitted that the petitioner is ready and willing to co-operate with the investigation of the case. Hence, it is submitted that the petitioner be given the privileges of anticipatory bail.

Learned A.P.P appearing for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions of learned counsels and the facts and circumstances stated above, I am inclined to grant privileges of anticipatory bail to the petitioner. Accordingly, the petitioner is directed to surrender in the Court of learned Judicial Magistrate, 1<sup>st</sup> Class, Dhanbad within four weeks from today and in the event of his arrest or surrendering, he will be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1<sup>st</sup> Class, Dhanbad in connection with Loyabad P.S. Case No.31 of 2019 with the condition that he will co-operate with the investigation of the case and appear

before the investigating officer as and when noticed by him and furnish his mobile number and photocopy of the Aadhar Card with an undertaking that he will not change his mobile number during the pendency of the case and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Anil Kumar Choudhary, J.)**

Animesh/