

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B. A. No. 2501 of 2020

Milan Kisan Petitioner
	Versus	
The State of Jharkhand	 Opposite Party

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CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Petitioner	: M/s Pankaj Srivastava, Adv.
For the Opposite Party	: Mr. Shekhar Sinha, Sp.P.P.

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02/30.04.2020 Heard the parties through Video Conferencing.

The petitioner is accused in connection with Complaint Case (C.F) No. 85 of 2020 pending in the Court of learned Chief Judicial Magistrate, Garhwa.

It has been submitted by the learned counsel for the petitioner that petitioner has no criminal antecedent and there is omnibus allegation against this petitioner that he along with two other persons had fired upon deer due to which, deer has sustained injury and subsequently has been killed by lathi by many persons and the meat of the deer has been distributed amongst the villagers. It has further been submitted that the persons from whose possession horn and skin of the deer have been recovered, have been granted bail by the Court below on 25.04.2020. It has further been submitted that the petitioner is innocent and has committed no offence, as alleged and accordingly prayer has been made for grant of bail.

Learned Sp. P. P. has opposed the prayer and submitted that there is direct allegation against him and two other accused persons that they had given gunshot injury and subsequently by beating, deer has been killed.

Heard learned counsel for the parties. Investigation is complete and charge sheet has been filed and there is omnibus allegation against the petitioner. The petitioner is in custody since 13.01.2000.

Regard being had to the facts and circumstances of the case, the petitioner, named above, is directed to be released on bail, on furnishing bail bond of Rs.10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Garhwa, in connection with Complaint Case (C.F) No. 85 of 2020 by verifying the fact that whether the other co-accused, as alleged, from whose possession recovery has been made, have been granted bail by the Court below and on the following conditions: (i) The petitioner shall show proof of payment of Rs. 5,000/- (Five thousand) in favour of the Advocate Clerks' Association, Jharkhand High Court, Ranchi, before the learned court below prior to his release. (ii) The petitioner shall download the 'Aarogya Settu App' immediately after being released from custody and shall abide by the directions of the Central Government as well as State Government issued in connection with containment of Covid-19 pandemic. (iii) The petitioner will

submit self attested copy of his Aadhar Card and also give his mobile number before the learned court below which he will not change during the pendency of this case without prior permission of the court.

Ravi-Kamlesh/

(Rajesh Kumar, J.)