

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 4425 of 2020

Lakshman Nonia @ Lakshman Noniya ...	Petitioner
Versus	
The State of Jharkhand ...	Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner	: Mr. Lukesh Kumar, Advocate
For the State	: Mr. P.K. Appu, Addl. P.P.

Order No.02 Dated- 30.09.2020

Heard the parties through video conferencing.

Apprehending his arrest, the petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Tetulmari P.S. Case No.17 of 2020 registered under sections 147/149/224/225/332/341/353/504/506 of the Indian Penal Code.

The Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner was member of an unlawful assembly and used criminal force against the Sub-Inspector of Police-Sanjeev Kumar Singh deterring him from discharging his duties. It is further submitted that the allegation against the petitioner are all false and the petitioner was not present at the place of occurrence and he has been implicated in this case only because he is the resident of the locality. It is next submitted that the petitioner has no criminal antecedent as has been mentioned in paragraph no. 16 of the anticipatory bail application. It is then submitted that the petitioner is ready and willing to pay Rs. 10,000/- as ad interim victim compensation to the victim without prejudice to his defence in this case and undertakes to cooperate with the investigation of the case. Hence, it is submitted that the petitioner be given the privilege of anticipatory bail.

Learned Addl. P.P. opposes the prayer for grant of anticipatory bail.

Considering the submissions of the counsels and the fact as discussed above, I am of the opinion that it is a fit case where the

above named petitioner be given the privilege of anticipatory bail. Hence, in the event of his arrest or surrender within a period of six weeks from the date of this order, he shall be released on bail on depositing a demand draft of Rs. 10,000/- as ad interim victim compensation in favour of victim- Sub-Inspector of Police-Sanjeev Kumar Singh and on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Dhanbad, in connection with Tetulmari P.S. Case No.17 of 2020 with the condition that the petitioner will cooperate with the investigation of the case and appear before the Investigating Officer as and when noticed by him and will furnish his mobile number and a copy of his Aadhar Card in the court below with the undertaking that he will not change his mobile number during the pendency of the case subject to the conditions laid down under section 438 (2) Cr. P.C.

In case, the petitioner deposits the ad interim victim compensation amount, the court below is directed to issue notice to the victim and hand over the said demand draft to him, after proper identification.

(Anil Kumar Choudhary, J.)

Sonu/Gunjan-