

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B. A. No. 5295 of 2020

1. Bhola @ Mojib Ali @ Md. Taushif Khan
2. Dholu @ Toushif Khan
3. Teju @ Md. Tauqeer
4. Shahid Sheikh @ Md. Shahid
5. Lalo @ Md. Sajid
6. Md. Mokim Ansari
7. Meraj @ Mister @ Jasim Akhtar ... Petitioners

Versus
The State of Jharkhand ... Opposite Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Ms. Neetu Singh , Adv.
For the State : Mr. S.K. Shukla, Addl. P.P.

02 / 21.10.2020 Heard the parties through Video Conferencing.

Ms. Neetu Singh, learned counsel for the petitioners personally undertakes to remove the defects pointed out by the Stamp Reporter within two weeks after the lockdown is over.

In view of the personal undertaking given by learned counsel for the petitioners, the defects pointed out by the Stamp Reporter are ignored for the present.

Apprehending their arrest, the petitioners have moved this Court for grant of privilege of anticipatory bail in connection with Bank More {Bhuli (O.P.)} P.S. case no. 140 of 2020 registered under Sections 147, 148, 149, 323, 341, 325, 307, 504, 506 of the Indian Penal Code.

Learned counsel appearing for the petitioners submits that the allegation against the petitioners is that the petitioners were the members of an unlawful assembly and being armed with the deadly weapons attempted to murder the informant. It is then submitted that the allegations against the petitioners are all false and for the selfsame occurrence, Bank More {Bhuli (O.P.)} P.S. case no. 141 of 2020 has been lodged by the petitioner no. 1. There was free fight between the parties. It is further submitted by learned counsel for the petitioners that the petitioners have no criminal antecedent, as mentioned in paragraph 12 of the anticipatory bail application. It is next submitted that the petitioners

are ready to co-operate with the investigation of the case and also ready and willing to pay Rs. 10,000/- jointly as ad interim victim compensation to the informant without prejudice to their defence hence, the petitioners be given the privilege of anticipatory bail.

The learned Addl. PP opposes the prayer for anticipatory bail of the petitioners.

Considering aforesaid facts and circumstances of the case, I am inclined to grant the privilege of anticipatory bail to the petitioners. Hence, in the event of arrest by the police or surrender within a period of six weeks from the date of this order, the petitioners shall be released on bail on depositing 10,000/- jointly by way of demand draft drawn in favour of informant as ad interim victim compensation and furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Dhanabdi in connection with Bank More {Bhuli (O.P.)} P.S. case no. 140 of 2020 subject to the condition that the petitioners will **co-operate** with the Investigation of the case and will appear before the Investigating Officer as and when noticed by him and will submit mobile number and photocopy of *Aadhaar* card at the time of surrender in the court below with an undertaking not to change mobile number during the pendency of the case along with the other conditions laid down under section 438 (2) Cr. P.C.

In case of depositing aforesaid demand draft by the petitioners, learned court below is directed to issue notice to the informant and release the demand draft in his favour on proper identification forthwith.

(ANIL KUMAR CHOUDHARY, J.)

Smita/-