

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 9202 of 2019**

Debu Mukhi @ Dev Narayan Mukhi ... Petitioner
Versus
The State of Jharkhand ... Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. G.R. Karan, Advocate
For the State : Mr. S.K. Srivastava, Addl. P.P.

Order No.04 Dated- 31.01.2020

Heard the parties.

Apprehending his arrest, the petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Chakradharpur P.S. Case No. 29 of 2018 (G.R. No. 87 of 2018) in S.T. No.211 of 2018 registered under Sections 147, 148, 149, 323, 326, 307, 341, 342, 332, 353, 427, 452, 379 of the Indian Penal Code.

The learned counsel appearing for the petitioner submits that the allegations against the petitioner is that he was member of an unlawful assembly and he attempted to murder the informant and caused injury to him. It is then submitted that the allegations against the petitioner are all false. Drawing attention of the court to the order dated 26.09.2019 in A.B.A. No.6725 of 2018 wherein the deposition of the alleged victim namely Rakesh Sharma in S.T. case no. 211 of 2018 in which, the co-accused persons of the case are facing the trial; it is submitted that the victim could not identify his assailants. It is next submitted that the petitioner is ready to co-operate with the investigation of the case and also ready and willing to pay Rs. 10,000/- as ad interim victim compensation to the informant without prejudice to his defence. It is lastly submitted that the co-accused person whose case stands on the similar footing has already been given the privilege of anticipatory bail by this Court vide order dated 26.09.2019 in A.B.A. No.6725 of 2019. Hence, the petitioner be

given the privilege of anticipatory bail.

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

Considering aforesaid facts and circumstances of the case, I am inclined to grant the privilege of anticipatory bail to the petitioner. Hence, in the event of arrest by the police or surrender within a period of four weeks from the date of this order, the petitioner shall be released on bail on depositing Rs. 10,000/- 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) with two sureties of the like amount each to the satisfaction of learned Additional Session Judge III, Chaibasa in connection with Chakradharpur P.S. Case No. 29 of 2018 (G.R. No. 87 of 2018) in S.T. No.211 of 2018 subject to the condition that the petitioner 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 *Aadhar* 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 petitioner, 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.)

Gunjan-