

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**

**A.B.A. No. 2063 of 2021**

Dharamjit Singh	...	...	...	Petitioner
	Versus			
State of Jharkhand		...	...	Opp. Party

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**CORAM: HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY**

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For the Petitioner	: Mr. Indrajit Sinha, Advocate
For the Opp. Party	: Mrs. Niki Sinha, A.P.P.

Through Video Conferencing

**2/31.05.2021**

1. Heard Mr. Indrajit Sinha, learned counsel appearing on behalf of the petitioner.
2. Heard Mrs. Niki Sinha, learned counsel appearing on behalf of the opposite party-State.
3. The petitioner is apprehending his arrest in connection with Sindri P.S. Case No. 114/20 for the offence under Sections 147/148/149/341/323/324/353/307/379/120B/188/268/269/270/271 of the Indian Penal Code and Section 3 of the Prevention of Damage of Public Property Act, 1984 pending in the court of J.M. 1<sup>st</sup> Class, Dhanbad.
4. Learned counsel for the petitioner submits that as per the allegation made against the petitioner, the petitioner being a leader was leading a mob of about 200 motorcycles for participating in the agitation. There is no specific allegation against the petitioner and the injury suffered by the police personnel indicates that they are simple in nature. Learned counsel also submits that considering the facts and circumstances of the case, the direct involvement of the petitioner in causing injury to the police personnel cannot be attributed to the petitioner. He accordingly submits that the petitioner may be granted anticipatory bail.
5. Learned counsel appearing on behalf of the State has opposed

the prayer and submits that there are direct allegations against the petitioner that he was present on the spot and leading the mob and instigated the persons to attack police personnel pursuant to which the entire incident had taken place.

6. After hearing the learned counsel for the parties and considering the nature of allegation made against the petitioner particularly one which has been referred by the learned counsel for the opposite party, this court is not inclined to extend the privilege of anticipatory bail. Accordingly, prayer for anticipatory bail of the petitioner is hereby rejected. The petitioner is directed to surrender before the learned court below within 2 weeks from today.
7. At this stage, learned counsel for the petitioner submits that it may be observed that the regular bail application of the petitioner may be considered on the same day on which he moves an application for regular bail upon surrender.
8. The learned court below is directed to consider the regular bail application of the petitioner in accordance with law without being prejudiced with the dismissal of this application and if possible dispose it on the same day if such prayer is made.
9. Let this order be communicated to the court concerned through FAX/e-mail.

**(Anubha Rawat Choudhary, J.)**