

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No.2904 of 2022**

Bahadur Pandit Petitioner
Versus
The State of Jharkhand Opposite Party

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Sudhansu Kumar Deo, Advocate
For the State : Mr. V.S. Sahay, Addl.P.P

Order No.02 Dated- 28.04.2022

Heard the parties.

Apprehending his arrest in connection with Kunda P.S. Case No. 170 of 2020 instituted under Sections 147, 149, 341, 323, 353, 427, 504 of the Indian Penal Code, the petitioner has moved this Court for grant of privileges of anticipatory bail.

The Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioners along with the co-accused persons were the members of an unlawful assembly and consequent upon the death of a child in a road accident caused by a tractor loaded with sand, they blocked the road and destroyed the articles and disrupted the traffic and when the Circle Officer along with police team tried to persuade them to clear the traffic, they used criminal force against the public servant deterring them from discharging their duties. It is further submitted that the allegations against the petitioner are all false and the petitioner was not present at the place of occurrence. It is next submitted that the co-accused persons, with similar allegation, have already been given the privilege of anticipatory bail by this Court vide order dated 21.06.2021 passed in A.B.A. No.2962 of 2021. It is then submitted that the petitioner has been implicated in this case because he is a resident of the locality. It is next submitted that the petitioner undertakes to furnish sufficient security including cash security and undertake 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 cash security of Rs.5,000/- 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 Judicial Magistrate, Deoghar, in connection with Kunda P.S. Case No.170 of 2020 with the condition that the petitioner will co-operate 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 their 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.

(Anil Kumar Choudhary, J.)

Pappu/