

IN THE HIGH COURT OF JHARKHAND AT RANCHI

A.B.A. No. 6443 of 2022

1. Bilu Bibi

2. Nijamuddin Shekh @ Bom

3. Tulu Khatun

4. Anbar Shekh

..... Petitioners

Versus

The State of Jharkhand

.....Opposite party

CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Petitioners : Mr. Md. Asadul Haque, Advocate

For the State : Mr. Naveen Kr. Gaunjhu, A.P.P.

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Order No.07/ Dated:29.09.2022

Heard learned counsel for the parties.

Apprehending their arrest in connection with Barharwa P.S. Case No. 56 of 2022 instituted under Sections 342, 324, 326, 307, 504, 506/34 of the Indian Penal Code, the petitioners have moved this Court for grant of privilege of anticipatory bail.

As per F.I.R., allegation is that accused person assaulted the informant by iron rod on her head and also assaulted her husband.

Learned counsel for the petitioners has submitted that petitioners are innocent and have committed no offence at all rather they have been falsely implicated in this case. It is submitted that injuries are found to be simple in nature. No offence under Section 307 of the Indian Penal Code is attracted in this case. Both the parties have filed joint compromise petition before the learned court of Sessions Judge which has not been considered. Petitioners have no criminal antecedent. Hence, petitioners may be extended the privilege of anticipatory bail.

Learned Addl.P.P appearing for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the facts and circumstances of this case, the nature of allegation coupled with materials on record, I am inclined to grant

privilege of anticipatory bail to the petitioners. Accordingly, the petitioners are directed to surrender in the Court below within four weeks from today and in the event of their arrest or surrender, they will be enlarged on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned J.M. (R.R.) Rajmahal in connection with Barharwa P.S. Case No. 56 of 2022 with the condition that they will co-operate with the investigation of the case and appear before the investigating officer as and when noticed by him and furnish their mobile number and photocopy of the Aadhar Card with an undertaking that they will not change their mobile number during the pendency of the case and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Pradeep Kumar Srivastava, J.)

R.K