

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 9512 of 2022

Sanjay Ram @ Sanjay Ravidas Petitioner
Versus
The State of Jharkhand Opp. Party

CORAM : HON'BLE MR. JUSTICE SUBHASH CHAND

For the Petitioner : Mr. Rohit Agarwal, Advocate
For the State : Mrs. Lily Sahay, A.P.P.

07/ 30.11.2022 Heard learned counsel for the applicant and the learned A.P.P. for the State.

This bail application has been filed on behalf of the applicant- Sanjay Ram @ Sanjay Ravidas with prayer to release on bail in connection with Daru P.S. Case No. 55 of 2020, corresponding to S.T. No.320 of 2022, registered under Sections 498(A)/302 & 120 (B) of the Indian Penal Code, however, charge has been framed under Sections 302/304 of the Indian Penal Code, pending in the court of the Additional Sessions Judge-VI, Hazaribag.

Learned counsel for the applicant has submitted that, as per F.I.R. allegations, on 17.06.2020 the informant had received information from his Natini Priyanka Devi that her mother had been beaten by her Papa and all family members. The informant along his younger brother and other relative reached to the in-laws house of his daughter and found the daughter dead there and even his son-in-law was not present there. Earlier also Panchayat had taken place in regard to torturing the daughter of the informant by his son-in-law. All the named accused had committed murder of his daughter. This F.I.R. was lodged.

Learned Counsel for the applicant has submitted that as per F.I.R. allegations, the informant had received information in regard to the occurrence from his Natini Priyanka Devi but no statement of her was recorded by the I.O. and dead-body of the deceased was recovered from the mountain area and nearby the place of dead-body some objectionable article were also recovered. It appeared that someone after having raped her and committed murder. After recovery of dead-body information of the same was given by the informant to the police. Copy of the same is annexed with the supplementary affidavit on behalf of the applicant. As per postmortem report cause of death is shock and haemorrhage as a result of ante-mortem injuries and the applicant has been languishing in Jail since 29.03.2022.

Learned A.P.P. appearing on behalf of the State vehemently opposed the contentions made by the learned counsel for the applicant and contended that as per F.I.R. allegations it was the applicant who used to torture the daughter of the informant and this fact is well corroborated with the statement of independent witness Manoj Kumar and Ugan Ravidas. Both the witnesses have stated that the applicant was also having extra marital relation and on the very issue, he used to torture his wife. Though in regard

to the occurrence Priyanka Devi daughter of deceased had informed to the informant yet her statement was not recorded by the Investigating Officer. The conduct of the applicant previous as well as subsequent of the occurrence shows that he was instrumental in commission of the murder of the daughter of the informant as he did not give information in regard to missing of his wife and dead-body of deceased was also recovered by the informant himself in presence of villagers from the mountain area. How he came to know that the dead-body was lying therein. There is no explanation on behalf of the applicant and as per postmortem report death of deceased was homicidal.

In view of the submissions made and materials on record, the bail application of the applicant is hereby rejected.

(Subhash Chand, J.)

P.K.S.