

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 3388 of 2023

David Soren Petitioner
Versus
The State of Jharkhand Opposite Party

CORAM: HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : Mr. D.C Mishra, Advocate
For the State : Mr. Sunil Kumar Dubey, A.P.P.

04/30.06.2023 Heard the learned counsel for the parties.

The petitioner is an accused for the offences punishable under Sections 302/201/120-B/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and has not committed any offence as alleged. The petitioner has not been named in the FIR. However, his name surfaced during investigation on the alleged confessional statement of co-accused Suraj Lal Hembrom. Similarly situated co-accused Joseph Kisku has already been granted bail by this Court vide order dated 05.09.2019 passed in B.A. No. 5706 of 2019. Three prosecution witnesses have already been examined in the trial including the informant Sanjali Besra, however, they have deposed nothing material against the petitioner. The petitioner is in judicial custody since 18.01.2021 and hence, he may be given the privilege of regular bail.

Learned A.P.P. opposes the petitioner's prayer for bail and submits that the petitioner has criminal antecedents also.

Having heard learned counsel for the parties and considering that similarly situated co-accused Josesh Kisku has already been granted regular bail by this Court, I am inclined to enlarge the petitioner on bail. Accordingly, the petitioner above named is directed to be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-III, Dumka in connection with S.T. No. 57 of 2021, subject to the condition that the petitioner shall co-operate in the trial and shall be physically present

before the trial court as and when his presence is required, failing which the trial court shall be at liberty to cancel the bail bond of the petitioner.

(Rajesh Shankar, J.)

Manish