

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 4024 of 2023**

1. Sandip Kumar
2. Urmila Kumari @ Umila Kumari
3. Savita Kumari @ Savita Devi
4. Paro Devi
5. Binu Ram @ Binwa Mochi ... Petitioners
Versus
The State of Jharkhand ... Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Chandra S. Pandey, Advocate
For the State : Mr. Fahad Allam, Addl. P.P.

Order No.04 Dated- 31.08.2023

Heard the parties.

Apprehending their arrest, the petitioners have moved this Court for grant of privilege of anticipatory bail in connection with Bariyatu P.S. Case No.14 of 2023 registered under sections 341/ 323/354/504/379/506/34 of the Indian Penal Code.

The Learned counsel for the petitioners submits that the allegation against the petitioners is that the petitioners in furtherance of their common intention committed theft of gold chain and outraged the modesty of the mother of the informant. It is further submitted that the allegations against the petitioners are all false and for the selfsame occurrence, from the side of the petitioners, the petitioner no.5 lodged Bariyatu P.S. Case No. 13 of 2023 against the informant party and as a counter blast this false case has been foisted. It is then submitted that the petitioners undertake to jointly pay Rs. 10,000/- to the informant without prejudice to their defence in this case and undertake to cooperate with the investigation of the case. Hence, it is submitted that the petitioners 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 petitioners be given the privilege of anticipatory bail. Hence, in the event of their arrest or surrender within a period of six weeks from the date of this order, they shall be released on bail on jointly depositing a demand draft of Rs. 10,000/- drawn in favour of informant without prejudice to their defence in this case and on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Latehar, in connection with Bariyatu P.S. Case No.14 of 2023 with the condition that the petitioners will cooperate with the investigation of the case and appear before the Investigating Officer as and when noticed by him and will furnish their mobile numbers and a copy of their Aadhar Cards in the court below with the undertaking that they will not change their mobile numbers during the pendency of the case subject to the conditions laid down under section 438 (2) Cr. P.C.

In case, the petitioners deposit the aforesaid demand draft, the court below is directed to issue notice to the informant and hand over the said demand draft to him, after proper identification.

(Anil Kumar Choudhary, J.)

Sonu/Gunjan-