

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 4486 of 2023

Ritesh Kumar Sinha

... Petitioner

-Versus-

The State of Jharkhand

...

... Opposite Party

CORAM :- HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner :- Mr. A.K. Kashyap, Sr. Advocate;
Ms. Supriya Dayal, Advocate

For the State :- Mr. Vineet Kumar Vashistha, Spl.P.P.

...

05/30.06.2023: Both the counsels have appeared.

The learned senior counsel for the petitioner has submitted that the petitioner is innocent and has committed no offence as alleged in the FIR. The learned senior counsel has further submitted that the petitioner has been falsely implicated in this case. The learned senior counsel has further submitted that the age of the victim is between 40-45 years. The name of the petitioner has come only on the basis of suspicion and confession of the petitioner. The learned senior counsel has further submitted that, as per CCTV footage, the victim was sitting on the chair, however, there is no incriminating evidence, as per CCTV footage, which would conclusively link the petitioner to any such allegation. The learned senior counsel has further submitted that as per the medical examination there is no sign of rape. Regarding the status of the trial, it is submitted that one prosecution witness was examined on 13.12.2021 and thereafter no witness has been examined. Moreover, the petitioner is in custody since 27.03.2021. Therefore, the petitioner may be granted bail.

Learned Spl.P.P., appearing on behalf of the State, has vehemently opposed the bail application of the petitioner and has submitted that serious allegation under section 376 IPC has been made. The learned Spl.P.P. has further submitted that on the basis of the thorough investigation, the petitioner may be placed on trial. The learned Spl.P.P. has further submitted the the trial may be expedited.

Having gone through the records of the case and the arguments advanced by the learned counsel for both the sides, present petitioner, named above, is ordered to be released on bail on executing bail bonds of Rs. 20,000/- (Rupees Twenty Thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II, Latehar in connection with Latehar P.S. Case No. 68 of 2021, corresponding to GR No. 492 of 2021 (ST Case No. 77 of 2021), subject to the conditions that (i) one of the bailors must be his close relative (ii) the petitioner will submit self-attested photocopy of his Aadhaar Card and also submit his mobile number before the learned Court below which he will always keep active and will not change it during pendency of this case without prior permission of the Court and (iii) the petitioner shall also remain present on each and every date of trial before the learned Court below unless dispensed with by the learned Court below.

(Ratnaker Bhengra, J.)

S.B.