

THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 3175 of 2024

Jaipal Uraon Petitioner
Versus
The State of Jharkhand Opp. Party

CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Petitioner : Mr. Anshu Kumar, Advocate.
For the State : Ms. Anuradha Sahay, A.P.P.

Order No. 06/Dated: 28th June, 2024

Heard learned counsel for the parties.

The petitioner has been made an accused in connection with Tandwa P.S. Case No. 27 of 2023 registered for the offences punishable under Sections 363, 365, 34 of the I.P.C. and subsequently, added Section 302, 201 of the I.P.C., pending in the Court of learned Chief Judicial Magistrate, Chatra.

As per FIR, allegation is that informant's son was going outside for some work, but not returned. Informant has suspicion that petitioner and other person kidnapped his son and murdered him.

Learned counsel for the petitioner has submitted that petitioner is innocent and has committed no offence at all as alleged in this case. Trial has commenced and witnesses have been examined. The petitioner is languishing in Judicial Custody since 01.02.2023 without any rhymes and reasons. Petitioner undertakes to cooperate in the trial of the case by remaining physically present as and when required and shall not indulge in any manner in tampering with the prosecution evidences or influencing the witnesses of prosecution. Hence, the petitioner may be extended the privilege of bail.

On the other hand, learned Addl.P.P appearing for the State has opposed the prayer for bail of the petitioner.

Regarding being to the facts and circumstances of the case, nature of allegation coupled with the materials available against the petitioner and in view of the fact that there is no criminal background

of the petitioner, I am inclined to release the petitioner on regular bail. Accordingly, the petitioner named above is directed to be released on bail on furnishing of bail bond of Rs.20,000/- (Rupees Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Chatra in connection with Tandwa P.S. Case No. 27 of 2023 subject to the conditions:-

- (1) Petitioner shall remain physically present on each and every date till the conclusion of the trial of this case unless prevented from sufficient cause to the satisfaction of the learned Trial Court.
- (2) Petitioner shall not indulge in any or other similar offence till the conclusion of the trial.
- (3) Petitioner shall not indulge in tampering with the prosecution evidences or influencing the prosecution witnesses.

In case of violation of the aforesaid conditions, the bail of the petitioner shall be cancelled and shall be taken into custody by the learned Trial Court itself.

(Pradeep Kumar Srivastava, J.)

Simran