

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (D.B.) No. 1372 of 2023

Babulal Ganjhu @ Marandijee Appellant
Versus

The State of Jharkhand Respondent

**CORAM: Hon'ble Mr. Justice Rongon Mukhopadhyay
Hon'ble Mr. Justice Deepak Roshan**

For the Appellant : Mr. Rakesh Kumar, Adv.

For the Respondents : Mr. S.K.Srivastava, APP

08/30.04.2024 Heard Mr. Rakesh Kumar, learned counsel appearing for the appellant and Mr. S.K.Srivastava, learned A.P.P. appearing for the State.

2. This appeal is directed against the order dated 11.07.2023 passed in Misc. Cr. Application No. 544 of 2023 by the learned Additional Sessions Judge-III, Latehar, in connection with Balumath, P.S. Case No. 69 of 2022, arising out of S.T. No. 80 of 2023, whereby and whereunder the prayer for bail of the appellant has been rejected.

3. There was an exchange of firing between the police personnel and the extremists and being outnumbered the extremists had fled away. So far as the appellant is concerned he seems to have been implicated only on account of allegation that while fleeing away the extremists were calling each other by name. The appellant is in custody since 08.12.2022.

4. Although Mr. Srivastava learned APP has submitted that the appellant has got several criminal antecedents, but regard being had to the manner of implication and the period of custody, we while setting aside the order dated order dated 11.07.2023 passed in Misc. Cr. Application No. 544 of 2023 by the learned Additional Sessions Judge-III, Latehar, in connection with

Balumath, P.S. Case No. 69 of 2022, arising out of S.T. No. 80 of 2023, direct that the appellant be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each, to the satisfaction of learned Additional Sessions Judge-III, Latehar, in connection with Balumath, P.S. Case No. 69 of 2022, arising out of S.T. No. 80 of 2023.

5. Accordingly, this appeal is allowed.

(Rongon Mukhopadhyay, J.)

(Deepak Roshan, J.)

Amardeep/