IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 1198 of 2020

Birsa Lohra … … … Petitioner

Versus

The State of Jharkhand … … Opp. Party

CORAM: HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Mrs. Ritu Kumar, Advocate
For the Opp. Party : Mr. Sardhu Mahto, A.P.P.

Through Video Conferencing

3/04.09.2020

1. Heard Mrs. Ritu Kumar, learned counsel appearing on behalf of the petitioner.
2. Heard Mr. Sardhu Mahto, learned A.P.P. appearing on behalf of the opposite party-State.
3. Learned counsel for the petitioner submits that the petitioner is in custody since 16.11.2018 in connection with Dasam Fall P.S. Case No. 22 of 2018, corresponding to S.T. No. 182 of 2019, for the alleged offence registered under Sections 392/397 of the Indian Penal Code, now said to be pending in the court of learned A.J.C. XVI, Ranchi.
4. Learned counsel for the petitioner submits that bail application of the petitioner was earlier rejected by this court vide order dated 22.07.2019 in B.A. No. 5754 of 2019 with observation that the petitioner may renew his prayer for bail after six months. She further submits that considering the Covid-19 situation, there is no progress in the trial. Learned counsel submits that considering the fact and circumstances of this case, the petitioner may be enlarged on bail.
5. Learned counsel appearing on behalf of the opposite party opposes the prayer for bail and submits that the bail application was rejected on merits considering the seriousness of allegation coupled with the confessional statement leading

to recovery.

6. After hearing the learned counsel for the parties and considering the facts and circumstances of this case and the observation made by this court vide order dated 22.07.2019 and also the fact that there is no much progress in the trial under the Covid-19 situation, this court is inclined to enlarge the petitioner on bail on his furnishing bail bond of Rs. 25,000/- (Rs. Twenty five thousand) with two sureties of the like amount each to the satisfaction of learned A.J.C. XVI, Ranchi in connection with Dasam Fall P.S. Case No. 22 of 2018, corresponding to S.T. No. 182 of 2019 on the following conditions:
   (i) One of the bailor would be the father of the petitioner.
   (ii) The petitioner will give his mobile number before the learned court below which he will not change during the pendency of the case before the learned court below without prior permission of the court.
   (iii) The petitioner shall fully co-operate with the proceedings before the learned court below.
7. The instant bail application is allowed with the aforesaid conditions.
8. Let this order be communicated to the court concerned through FAX/e-mail.

(Anubha Rawat Choudhary, J.)

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