IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 5623 of 2020

Mantu Kumar … Petitioner

Versus

The State of Jharkhand ⋯ Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Sheo Kr. Singh, Advocate
For the State : Mrs. Ruby Pandey, Addl. P.P.

Order No.03 Dated- 24.11.2020

Heard the parties through video conferencing.

The petitioner has moved this Court for grant of privilege of regular bail in connection with Chainpur P.S. Case No.44 of 2020 registered under sections 302/201 of the Indian Penal Code.

The learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner has murdered the deceased –Seema Devi. It is further submitted that the allegations against the petitioner are all false and except the confessional statement of the petitioner, there is no other material in the record to implicate the petitioner in this case and even in the alleged confessional statement, the petitioner has stated that he assaulted the deceased in self defence after he was attacked by the deceased with a knife but no knife or any weapon of offence has been recovered by the police though the investigation of the case is over and charge sheet has been submitted. It is next submitted that the petitioner has been in custody since 13.02.2020 as has been mentioned in paragraph no. 13 of the bail application. It is lastly submitted that the petitioner undertakes to cooperate with the trial of the case. Hence, it is submitted that the petitioner be admitted to bail.

The learned Addl. P.P. opposes the prayer for bail and submits that apart from the confessional statement there is extra judicial confession of the petitioner about killing one lady before his mother and brother.

Considering the submissions of the counsels and the fact as discussed above, I am inclined to enlarge the above named petitioner on bail. Accordingly, the petitioner is directed to be released on bail

on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Palamau at Daltonganj, in connection with Chainpur P.S. Case No.44 of 2020 with the condition that he will cooperate with the trial of the case.

(Anil Kumar Choudhary, J.)

Sonu-Gunjan/