IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No.9318 of 2020

Karu Miyan @ Karu Miya @ Mumtaj @ Mumtaj Ansari @ Mumtaz … Petitioner

Versus

The State of Jharkhand … Opposite Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Ms. Rashmi Kumar, Adv.
For the State : Mr. Suraj Verma, Addl. P.P.

02/07.12.2020 Heard the parties through video conferencing.

Learned counsel for the petitioner undertakes to remove the defects pointed out by the stamp reporter within two weeks after the lockdown is over.

In view of personal undertaking given by the learned counsel for the petitioner, the defects pointed out by the stamp reporter are ignored for the present.

The petitioner has been made accused in connection with Chalkusha P.S. Case No. 19 of 2019 registered under sections 395 of the Indian Penal Code.

Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner has committed *dacoity*. It is submitted that the allegation against the petitioner is false. Drawing attention of this Court to the deposition of the witnesses examined in the trial of the petitioner, it is submitted that so far six witnesses have been examined in the trial out of whom P.W.4- Rohit Kumar did not identify the petitioner nor the other material witnesses could identify the petitioner. It is next submitted that the co-accused, with similar allegations, has been granted bail by the Co-ordinate Bench of this Court vide order dated 05.09.2020 passed in B.A. No.5997 of 2019. It is next submitted that the petitioner undertakes to cooperate with the trial of the case. It is further submitted that the petitioner has been in custody since 15.07.2019 as mentioned in paragraph 08 of the bail application. Hence it is submitted that the petitioner be released on bail.

Learned Addl. P.P. opposes the prayer for bail.

Considering the facts of this case, the above named petitioner is directed to be enlarged 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 A.D.J.-IX, Hazaribagh in connection

with Chalkusha P.S. Case No. 19 of 2019 with the condition that he will cooperate with the trial of the case.

Pappu/ **(Anil Kumar Choudhary, J.)**