IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 9424 of 2020

Sita Ram Saw … Petitioner

Versus

The State of Jharkhand ⋯ Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. P.K. Rai, Advocate
For the State : Mr. Rajesh Kumar, Addl. P.P.

Order No.02 Dated- 10.12.2020

Heard the parties through video conferencing.

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

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

The petitioner has moved this Court for grant of bail in connection with Giridih (M) P.S. Case No.247 of 2019 registered under sections 272/273 of the Indian Penal Code and under section 47(a)/52D/55 of the Excise Act and under section 79 of the J.J. Act.

The learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner was involved in preparation of illegal wine. It is further submitted that the allegations against the petitioner are all false and the petitioner has been implicated in this case on the basis of confessional statement of the co-accused persons. It is next submitted that the petitioner has been in custody since 16.08.2020 as has been mentioned in paragraph no. 17 of the bail application. It is then submitted that the co-accused persons have already been released on bail by a coordinate Bench of this Court vide order dated 17.02.2020, passed in B.A. No. 1101 of 2020. 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.

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., Giridih, in connection with Giridih (M) P.S. Case No.247 of 2019 with the condition that he will cooperate with the trial of the case.

(Anil Kumar Choudhary, J.)

Sonu-Gunjan/