IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 9674 of 2020

Sarafat Ansari … Petitioner

Versus

The State of Jharkhand ⋯ Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Altamash Khan, Advocate
For the State : Mr. P.K. Appu, Addl. P.P.

Order No.02 Dated- 14.12.2020

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 Kuru P.S. Case No.14 of 2020 (G.R. No. 298 of 2020), S.T. No. 50 of 2020 registered under sections 376/452 of the Indian Penal Code.

The learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner committed rape upon the victim. It is further submitted that the allegations against the petitioner are all false and the victim is a major girl. It is then submitted that there is an inordinate delay in lodging the complaint which upon being referred to police under section 156(3) Cr.P.C., this instant F.I.R. has been registered. It is further submitted that the alleged physical relationship is apparently a consensual sexual relationship. It is next submitted that the petitioner has been in custody since 17.06.2020 as has been mentioned in paragraph no. 10 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.

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 A.C.J.M., Lohardaga, in connection with Kuru P.S. Case No.14 of 2020 (G.R. No. 298 of 2020), S.T. No. 50 of 2020 with the condition that he will cooperate with the trial of the case.

(Anil Kumar Choudhary, J.)

Sonu-Gunjan/