IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 9824 of 2020

Dularchand Choudhary … Petitioner

Versus

The State of Jharkhand ⋯ Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. S.S. Prasad, Advocate
For the State : Mr. Azeemuddin, Addl. P.P.

Order No.02 Dated- 15.12.2020

Heard the parties through video conferencing.

The petitioner has moved this Court for grant of bail in connection with Chalkusha P.S. Case No.35 of 2020 registered under sections 498A/376/323/504/506 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 her sister-in-law (Bhavi). It is further submitted that the allegations against the petitioner are all false and the petitioner has later on married the victim in a temple at Patna and a document of marriage was prepared before the Notary at Patna. It is then submitted that there was love affairs between the victim and the petitioner. It is next submitted that the petitioner has been in custody since 18.09.2020 as has been mentioned in paragraph no. 1 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 Judicial Magistrate -1st Class, Hazaribagh, in connection with Chalkusha P.S. Case No.35 of 2020 with the condition that he will cooperate with the trial of the case.

(Anil Kumar Choudhary, J.)

Sonu-Gunjan/