



2022:JHC:34648

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No.9247 of 2022

Gaurav Kumar Petitioner
Versus
The State of Jharkhand Opp. Party

CORAM : HON'BLE MR. JUSTICE SUBHASH CHAND

For the Petitioner : Mr. Nilesh Kumar, Advocate
For the State : Mrs. Anuradha Sahay, A.P.P.

02/11.10.2022 Heard learned counsel for the applicant and learned A.P.P. for the State.

This bail application has been filed on behalf of the abovenamed applicant with prayer to release on bail in connection with Sukhdeonagar P.S. Case No.134 of 2022 registered under Sections 302/307/326/34 of the Indian Penal Code and Sections 25(1-B)a, 26, 27(3) and 35 of the Arms Act pending in the court of learned Judicial Magistrate 1st Class, Ranchi.

Learned counsel for the applicant has submitted that the F.I.R. of this case was lodged against three unknown persons and Saurav with the allegations that all the three had altercation with the deceased and opened fire, wherein the son of the informant sustained grievous injury, who subsequently died.

Learned counsel for the applicant has submitted that as per F.I.R. allegation, the injured had told to his father that it was Saurav and his associates, who had assaulted him. The name of applicant transpired during investigation in statement of eye-witness Rohit Raj @ Chiku and he has been languishing in jail since 23.03.2022.

Learned A.P.P. appearing on behalf of the State vehemently opposed the contentions made by the learned counsel for the applicant and contended that as per F.I.R. allegation the deceased while in injured condition had told that it was Saurav and his associates, who had assaulted him but the presence of eye-witness Rohit Raj is not denied. The witness Rohit Raj in his statement specifically stated that Gaurav Kumar had shot on the temple of the son of the informant and on account of sustaining firearm injury, the son of the informant died. As such the role assigned by the eye-witness to the present applicant is specific and same is also corroborated with the medical evidence.

In view of the submissions made and materials on record, the bail application of the applicant is hereby rejected.

(Subhash Chand, J.)

Rohit