

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 7442 of 2022

Binod Bhuiyan Petitioner
Versus
The State of Jharkhand Opp. Party

CORAM : HON'BLE MR. JUSTICE SUBHASH CHAND

For the Petitioner : Mr. Shailendra Jit, Advocate
For the State : Mr. Sunil Kumar Dubey, A.P.P.

03/ 27.07.2022 Heard learned counsel for the applicant and learned A.P.P. for the State.

This bail application has been filed on behalf of the applicant–Binod Bhuiyan with prayer to release on bail in connection with Keredari P.S. Case No. 28 of 2022, registered under Sections 323, 324, 307, 327, 120B of the Indian Penal Code and 25 (1-B)a, 26, 27 & 35 of Arms Act, pending in the court of the Judicial Magistrate, 1st Class, Hazaribag.

Learned counsel for the applicant has submitted that the F.I.R. of this case was lodged against eight named accused including the applicant with these allegations that on 10.03.2022 at 11:30 of night son of the informant Sunil Mahto had gone out of the the house to respond the call of nature. He heard crying of his son and he and his younger son Anil Kumar Mahto both came out and saw two assailants one armed with pistol and another with knife. However, firing with the pistol was missed and the son of the informant was assaulted with knife. Blood was oozing and informant and his younger son Anil Kumar Mahto both held the assailants at the spot and they told that they had come to commit murder after having got Supari of Rs. 3,00,000/- from Rajendra Mahto, Mahendra Mahto, Jalendra Mahto and Tuli Devi.

Learned Counsel for the applicant has submitted that, as per F.I.R. allegations, both the assailants were held at the spot and one was beaten to death and other was also grievously injured by the son of the informant and the informant as well. One of the assailant was Lokan Mahto who died on account of sustaining injuries and the applicant Binod Bhuiyan had sustained grievous injury. So far as the injuries to son of the informant are concerned as the allegations made in the F.I.R., are belied that there is no injury report of the son of the informant and the applicant 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.

In view of the submissions made and materials on record, the bail application of the applicant is hereby allowed. Let the applicant be released on bail on furnishing bail bond of Rs.25,000/-(Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of the court concerned in aforesaid case.

(Subhash Chand, J.)

P.K.S.