IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 7682 of 2022

Budhu Munda .... … Petitioner

Versus

The State of Jharkhand …. …. Opp. Party

CORAM : HON'BLE MR. JUSTICE SUBHASH CHAND

For the Petitioner : Mr. Sunil Kumar Ganjhu, Advocate
For the State : Mr. Ravi Prakash, A.P.P.

02/ 17.08.2022 Heard learned counsel for the applicant and the learned A.P.P. for the State.

This bail application has been filed on behalf of the applicant– Budhu Munda with prayer to release on bail in connection with Arki P.S. Case No. 22 of 2020, corresponding to N.D.P.S. Case No. 13 of 2020 (A), registered under Sections 8/18 of the NDPS Act, pending in the court of the District & Additional Sessions Judge-II, Khunti.

Learned counsel for the applicant has submitted that, as per F.I.R. allegations, the informant police officer after having received secret information had carried out raid and the cultivation of 'Poppy' plants were found in villages Hundi Tola Masidih, Mousanga Tola Satara and Indipiri Tola and two persons were apprehended at the spot. Name of the applicant also figured in the F.I.R. along with other co-accused on the disclosure statement made by the two apprehended co-accused.

Learned Counsel for the applicant has submitted that his name figured in the F.I.R. on disclosure statement made by the co-accused. There is no cogent evidence against him in regard to cultivating 'Poppy' plants. Co-accused Abhiram Munda @ Mangal Munda has been granted bail in B.A.No. 7811 of 2022 vide order dated 16.08.2022; Nisikant Ahir has been granted bail in B.A.No. 7812 of 2022 vide order dated 16.08.2022; Mangal Ahir has been granted bail in B.A.No. 7813 of 2022 vide order dated 16.08.2022 and Srikant Ahir @ Srikant Yadav has been granted bail in B.A.No.7826 of 2022 vide order dated 16.08.2022 by the Co-ordinate Bench of this Court and the applicant has been languishing in Jail since 18.04.2022.

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.