

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (S.J.) No. 51 of 2019

Anil Kumar Singh

... Appellant

Versus

The State of Jharkhand

... Respondent

CORAM : HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY

For the Appellant : Mr. Mohit Prakash, Advocate

For the Respondent : Mr. Moti Gope, A.P.P.

I.A. No. 126 of 2020

05/29.01.2020 Heard Mr. Mohit Prakash, learned counsel for the appellant who has pressed this interlocutory application with a prayer for bail to the appellant during the pendency of this appeal and opposed by Mr. Moti Gope, learned A.P.P. for the State.

The appellant has been convicted for the offences under Sections 366 and 376 of the Indian Penal Code and the maximum sentence which has been imposed upon him is seven years RI.

It has been stated by the learned counsel for the appellant that it was the brother-in-law of the victim who was instrumental in enticing the victim and getting her married to the appellant. Learned counsel submits that within a period of four months from the institution of FIR the victim was married to another person as per the statement of the father of the victim examined as P.W. - 2. It has further been submitted that the appellant has completed almost two years in custody in total.

It appears that it was the brother-in-law of the victim who was primarily instrumental in alluring the victim in getting married with the appellant. The victim who has been examined as P.W. - 3 has stated that during marriage ceremony her brother-in-law was present and she had stayed with the appellant for a period of about eight days. As per the evidence of the father of the victim examined as P.W. - 2, it appears that after four months from the date of institution of the FIR the victim was got married elsewhere.

The learned counsel for the appellant has stated that the appellant has remained in custody for a period of about two years in total and there also does not appear to be any chance of the appeal being heard in the near future. The appellant, named above, therefore,

is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District and Additional Sessions Judge – II, Latehar in Session Trial No. 179 of 2010 (Chandwa P. S. Case No. 49 of 2009, G. R. No. 248 of 2009).

I.A. No. 126 of 2020 is allowed and disposed of.

(Rongon Mukhopadhyay, J.)

Umesh/-