

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (DB) No. 212 of 2020

Surendra Mahto @ Pullu @ Surender Mahto

@ Sulender Mahto.

....Appellant

Versus

The State of Jharkhand.

.....Respondent

Coram: THE HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY
THE HON'BLE MR. JUSTICE AMBUJ NATH

For the Appellant

: Mr. A.K. Sahani, Advocate

For the State

: Mrs. Priya Shrestha, Special P.P.

I.A. No. 2198 of 2020.

10/8.8.2022 Heard the parties.

The prayer for bail of the appellant was earlier dismissed as not pressed in I.A. No. 4676 of 2021.

Submission has been advanced by the learned counsel for the appellant that the conviction of the appellant is based upon the evidence of P.W-9. It has further been submitted that the appellant is in custody since 9.10.2017. Learned counsel adds while referring to the evidence of the defence witnesses that earlier to the present case, a complaint was lodged against the informant and the deceased, as a result of which, the appellant has been implicated. It has been stated that the weapon of assault was never recovered.

Learned Special P.P. has opposed the prayer for bail of the appellant.

The allegation reveals that the appellant and his father had committed the murder of Rajo Devi. The incident was witnessed by Guddi Kumari who has been examined as P.W-9 and who has specifically stated about the assault committed upon her mother by the present appellant. The postmortem report also corroborates the manner of assault as attributed to the appellant by P.W.-9.

On such consideration, therefore, we are not inclined to admit the appellant on bail. His prayer for bail is hereby rejected at this stage.

I.A. No. 2198 of 2020 stands rejected.

(Rongon Mukhopadhyay, J)

(Ambuj Nath,J)

Rakesh/-