

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (S.J) No. 208 of 2025

Abhishek Tiwari @ Monu Tiwari.....

Appellant

Versus

The State of Jharkhand

Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY PRASAD

For the Appellant : Mr. Pankaj Srivastava, Advocate

For the State : Mr. Abhay Kumar Tiwari, APP

09/Dated:22nd January, 2026

I.A. No.924 of 2025

This Interlocutory Application has been filed on behalf of the appellant for imposing such terms and conditions in the light of the order dated 05.01.2026 passed by Hon'ble Supreme Court in Criminal Appeal No.35 of 2026 arising out of Special Leave Petition (Criminal) No.19536 of 2025, as this Court may deem fit and proper.

2. Learned counsel for the appellant has submitted that vide order dated 05.01.2026 the Hon'ble Supreme Court has granted bail to the appellant Abhishek Tiwari @ Monu Tiwari. It is submitted that copy of the order was sent to the learned Sessions Judge and oral submission was made before the learned Sessions Judge to impose any condition in the light of direction of the Hon'ble Supreme Court. However, learned Sessions Judge was of the view that the appeal is pending before the Jharkhand High Court.

3. Learned APP submitted that necessary order may be passed.

4. This Court finds that the Hon'ble Supreme Court has observed in page-2 that one of the co-accused- Sunit Kumar Dubey @ Pintu Kumar Dubey has been enlarged on bail by the jurisdictional High Court in Cr. Appeal (S.J) No.193 of 2025

vide order dated 12.12.2025. Thereafter the Hon'ble Supreme Court had directed the appellant to be released on bail on the ground of parity on such terms and conditions as jurisdictional Court may impose.

5. This Court finds that the bail bond has to be furnished before the jurisdictional Court. Therefore, the Hon'ble Supreme Court had directed the jurisdictional Court i.e. learned Sessions Judge, Garhwa to fix such terms and condition as the terms and conditions as jurisdictional Court may impose.

6. No doubt, the Court become *functious officio* after disposal of the Session Trial but for the purpose of receiving bail bonds role of jurisdictional Court continues.

7. Accordingly, learned Sessions judge, Garhwa is directed to impose such terms and conditions as may deem fit and proper in the light of order dated 05.01.2026 passed in Criminal Appeal No.35 of 2026 arising out of Special Leave Petition (Criminal) No.19536 of 2025 by the Hon'ble Supreme Court.

8. Thus, I.A. No.924 of 2025 stands disposed.

9. Let a copy of this order be sent to the learned Court below by FAX today at once by the office.

(Sanjay Prasad, J.)

Dated: 22.01.2026
Saket/-