

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (S.J.) No.593 of 2012

Ajay Kumar Singh	...	...	Appellant
Versus			
The State of Jharkhand	...	...	Respondent

CORAM: HON'BLE MR. JUSTICE R.R. PRASAD

For the Appellant	: Mr. A.K. Kashyap, Sr. Advocate
For the State	: APP

02/21.09.2012.

Admit.

Issue notice.

Call for the LCR.

Heard learned counsel appearing for the appellant and learned counsel appearing for the State, on the matter of bail.

Learned counsel appearing for the appellant submits that this appellant has been convicted for an offence under Section 376 of the Indian Penal Code on the allegation that the appellant did commit rape upon the prosecutrix, but the true story has been suppressed. As a matter of fact, it happened so that this appellant, who was known to the family of the informant, when saw the prosecutrix in the company of one boy, Santanu Sidharth at a lonely place, he asked prosecutrix as to why at such an odd time they were at lonely place, when no satisfactory reply came, then, he told the prosecutrix that he will be making complaint to her mother. Upon which this case was lodged by the prosecutrix, alleging therein that informant as well Santanu Sidharth were brought by this appellant to his house where in presence of his wife, the appellant committed rape, which story itself appears to be improbable, as one is not expected that he would commit rape upon a girl in presence of his wife.

Regard being had to the facts and circumstances of the case, during the pendency of the appeal, the appellant above named is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge, Deoghar, in connection with S.C. Case No.222 of 2009.

(R.R. Prasad, J.)

Ravi/