

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (S.J.)No. 267 of 2019

Arjun Kumar Hajra

..... Appellant

Versus

The State of Jharkhand

..... Opposite Party

CORAM: HON'BLE MR. JUSTICE ANANT BIJAY SINGH

For the Appellant : Mr. Ramchander Sahu, Advocate

For the State : APP

06/Dated: 05/09/2019

I.A. No. 7966 of 2019

The present interlocutory application has been filed on behalf of the appellant praying for grant of bail after suspending the sentence during the pendency of the appeal, who has faced trial in Sessions Trial No. 197 of 2016 being aggrieved and dissatisfied with judgment of conviction dated 14.12.2018 and order of sentence dated 17.12.2018 passed by Mrs. Sanjeeta Srivastava, the learned Addl. Sessions Judge-XVI, Dhanbad whereby and whereunder the appellant along with Ainul Ansari, Rajaa Yadav and Banti Vishwakarma have been found guilty and sentenced to undergo R.I of 06 years and fine of Rs. 5,000/- each for the charge under section 399 of the I.P.C and R.I for 03 years and fine of Rs. 1,000/- under section r02 of the I.P.C, R.I for 03 years and fine of Rs. 1,000/- under section 25 (1-B) a/35 of Arms Act and R.I for 03 years and fine of Rs. 1,000/- each for the charge under section 26/35 Arms Act, in default of payment of fine, further undergo R.I for 03 months. All the sentences were directed to run concurrently.

It appears that this appeal was filed on 05.03.2019 and under order dated 29.07.2019 the appeal was admitted for hearing and original L.C.R was called for which has been received.

It was submitted by the counsel for the appellant that during the course of trial the appellant was in jail custody from 25.12.2015 to 31.03.2016 and thereafter, he was on bail and presently, he is jail custody since 14.12.2018 and so, he has already remained in jail custody about six months.

Learned APP has opposed the prayer for bail.

In the facts and circumstances of the case, I hereby suspend the sentence awarded

to aforesaid appellant and accordingly, above named appellant is directed to be released on bail during pendency of this instant appeal on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand), with two sureties of the like amount each to the satisfaction of the court of Mrs. Sanjeeta Srivastava, the learned Addl. Sessions Judge-XVI, Dhanbad in connection with Sessions Trial No. 197 of 2016, subject to condition that one of the bailors must be father of the appellant. The appellant is directed to deposit half of fine amount before the trial court on the date of his furnishing bail bond..

I.A. No.7966 of 2019 stands allowed and disposed of.

Let a copy of this order be communicated to the concerned trial court through FAX.

Satyarthi/-

(Anant Bijay Singh, J.)