

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Criminal Appeal (SJ) No. 430 of 2019

Bablu Yadav ... Appellant
Versus
The State of Jharkhand ... Respondent

CORAM: HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY

For the Appellant : Mr. Ashok Kumar, Advocate
For the State : APP

Order No. 04 Dated 10th February, 2020

I.A. No. 3929 of 2019

Heard Mr. Ashok Kumar learned counsel appearing for the appellant has pressed this application preferred u/s 389(1) of the Cr.P.C. for grant of bail during the pendency of the appeal and opposed by learned APP appearing for State.

It has been stated by the learned counsel for the appellant that the maximum sentence which has been imposed upon the appellant is 07 years R.I. Learned counsel further submits that in similar circumstances, co-convict, namely, Mahendra Oraon has been granted bail by this Court in Cr. Appeal (S.J.) No. 349 of 2019. It has further been stated that the total period of custody undergone by the appellant is 2 years 3 months.

Learned APP has opposed the prayer made by the appellant.

It appears that from the possession of the present appellant a country made pistol loaded with two live cartridges, one Bharthua single barrel gun, one Sutli bomb and other incriminating substances were recovered.

It has been stated by the learned counsel for the appellant that there is no notification of the Central Government which would indicate that the arms recovered from the possession of the appellant are prohibited arms. It also appears that co-convict, namely, Mahendra Oraon from whose possession one country made pistol, two cartridges and one Bharthua gun were recovered has been granted bail by this Court in Cr. Appeal (S.J.) No. 349 of 2019.

Regard being had to the aforesaid facts, during pendency of this appeal, the appellant is directed to be released on bail, on furnishing bail

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bond of Rs. 10,000/- (Rs. Ten Thousand) with two sureties of the like amount each to the satisfaction of learned trial court [Additional Sessions Judge-I, Latehar] in connection with Sessions Trial No. 100 of 2017/ Sessions Trial No. 120 of 2016.

I.A. No. 3929 of 2019 stands allowed and disposed of.

MK

(RONGON MUKHOPADHYAY,J.)