

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (S.J.) No.935 of 2006

1. Punwa Mal Son of Late Ramadhar Mal
2. Gobinda Mal Son of Late Ramadhar Mal
3. Jatla Mal Son of Late Gangadhar Mal
4. Kartik Mal Son of Punwa Mal
All resident of Village - Mahubana, P.O. & P.S. Maheshpur, District
- Pakur, (Jharkhand). ... Appellants

Versus

The State of Jharkhand ... Respondent

Coram: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Appellants : Md. Yasir Arafat, Adv.
For the State : Mr. Rakesh Kr. Sinha, A.P.P.

Order No.13/Dated- 20.03.2026

I.A. No. 260 of 2025

1. Learned counsel for the appellants submits that due to not taking steps properly in the hearing of this appeal, the earlier bail granted to the appellants was cancelled vide order dated 27.11.2024. In consequence thereof, appellants No.1, 2 and 4 have been arrested and sent to judicial custody on 04.12.2024 and appellant No.3 has surrendered before the concerned Court on 02.01.2025. The surrender certificates are Annexures 2 and 3 respectively.

2. Learned counsel for the appellant has submitted that the appellants are poor persons and the case was conducted by the then advocate appointed by the appellants. The appellants were not intimated about the stage of the appeal and as to whether it was fixed for hearing. Therefore, the appellants could not take proper steps. There is no deliberate and intentional fault on the part of the appellants. Appellants undertake to cooperate in the hearing of the appeal and will be vigilant in future. Therefore, the earlier order dated 27.11.2024 through which suspension of sentence and grant of bail of the appellants have been cancelled, may be set aside and the appellants may be granted bail during the pendency of this appeal.

3. Learned A.P.P. has opposed the prayer for bail, during the pendency of the appeal, of the appellants on the ground that the

appellants are not taking proper steps in hearing of the appeal on merits.

4. Considering the above facts and circumstances, the appellants are directed to be released on bail, till the disposal of this appeal, on furnishing bail bond of Rs.20,000/- (Rupees Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Pakur in connection with Sessions Case No.67 of 2001 (155 of 2005) (G.R. Case No.381 of 2000) arising out of Maheshpur P.S. Case No.64 of 2000 subject to the condition that the appellants shall cooperate in the hearing of the appeal as and when fixed for hearing.

5. Accordingly, I.A. No.260 of 2025 is allowed.

(Pradeep Kumar Srivastava, J.)