

(2025:JHHC:18160)

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No.5424 of 2025

Sanjay Kushwaha @ Sanjay Kumar, aged about 36 years, son of Late Shambhu Saran Kushwaha, resident of village-Ramgarh, Parsotiya, Bajartand, P.O. and P.S.-Ramgarh, District-Ramgarh, Jharkhand.

.... Petitioner

Versus

The State of Jharkhand

.... Opposite Party

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Rajesh Ranjan Srivastav, Advocate

For the State : Mr. Manoj Kumar, GA-III

: Mr. P.C. Sinha, AC to GA-III

Order No.02 Dated- 07-07-2025

Heard the parties.

The petitioner has been made accused in connection with Muffassil P.S. Case No.25 of 2025 registered for the offences punishable under Sections 316(2), 318(4), 338, 336(3), 340(2), 341(1), 61(2) of the B.N.S., 2023.

Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner is involved in financial fraud to the tune of Rs.1,58,96,800/- as an organized crime in conspiracy with the co-accused persons in capacity of Assistant Manager of ESAF Small Finance, Bank, Branch-Kadru, Ranchi and he has facilitated fraudulent withdrawal of money from the account of father, father-in-law and mother-in-law of Dhananjay Prajapati in whose current account financial fraud amount was credited and the amount was transferred to the said three relatives after the petitioner receiving Rs.50,000/- as his commission. It is submitted that the allegation against the petitioner is false. It is next submitted that the petitioner is a bank employee. It is also submitted that the co-accused person has already been admitted to bail by the co-ordinate bench of this Court vide order dated 03.06.2025 in B.A. No.4498 of 2025. It is next submitted that the petitioner has no criminal antecedent as has been mentioned in para-10 of this bail application. It is also submitted that the petitioner undertakes that he will co-operate with the

trial of the case. It is lastly submitted that the petitioner has been in custody since 24.02.2025 as is evident from para-09 of the instant bail application. Hence it is submitted that the petitioner be released on bail.

Learned counsel appearing for the State vehemently opposes the prayer for bail and submits that the allegation against the co-accused has been admitted to bail, stands at a different footing, further, she is a female and she is not a bank employee, but the petitioner is admittedly a bank employee who was the kingpin in the fraudulent transaction and the huge amount of fraudulent transaction and offence involved carries the maximum sentence of life imprisonment. It is next submitted that there is every chance of the petitioner absconding and tampering with evidence, if released on bail. It is therefore submitted that the petitioner ought not be released on bail.

Considering the facts of the case and the serious nature of allegation against the petitioners as well as the chance of his absconding and tampering with evidence, this Court is not inclined to admit the petitioner on bail at this stage. Accordingly, the prayer for bail of the above-named petitioner is rejected.

(Anil Kumar Choudhary, J.)

Abhiraj/