

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (DB) No. 100 of 2021

Sunny Tirkey @ Babu, aged about 17 years, son of Late Gunga Tirkey, resident of village Niche Akhara, Madhukam, P.O Hehal, P.S.-Sukhdeonagar, District Ranchi, Jharkhand --- --- Appellant

Versus

The State of Jharkhand --- --- Respondent

CORAM: **Hon'ble Mr. Justice Rongon Mukhopadhyay**
Hon'ble Mr. Justice Ambuj Nath

For the Appellant: Mr. Shiv Prasad, Advocate
For the Resp.-State: Mr. Manoj Kr. Mishra, A.P.P.

I.A. No. 10043 of 2023

09 / 15.10.2024 Heard Mr. Shiv Prasad, learned counsel for the appellant and Mr. Manoj Kumar Mishra, learned A.P.P for the State.

The prayer for bail of the appellant was earlier twice rejected in I.A. No. 2489 of 2021 and I.A. No. 5044 of 2023.

Submission has been advanced by the learned counsel for the appellant that the appellant is in custody for about six years. It has been further submitted that the medical report does not substantiate the factum of rape.

Learned A.P.P has opposed the prayer for bail of the appellant.

It appears that the victim was subjected to gang rape. In her cross-examination, she has stated that she was assaulted by the appellant while other accused persons were committing rape upon her.

Regard being had to the above, we are not inclined to reconsider the prayer for bail of this appellant. Accordingly, his prayer for bail stands rejected once again, at this stage.

I.A. No. 10043 of 2023 stands rejected.

(Rongon Mukhopadhyay, J)

(Ambuj Nath, J)

Ranjeet/