

(2025:JHHC:18354)

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No.5533 of 2025

Shivan Kumar Tanti @ Viswajit Kumar @ Bishwajeet Kumar, aged
about 23 years, Son of Mahesh Kumar Tanti, Resident of Gullibhata,
P.O. and P.S.-Sahibganj, District-Sahibganj.

.... Petitioner

Versus

The State of Jharkhand Opposite Party

CORAM : HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Rohan Mazumdar, Advocate
For the State : Mr. Sunil Kr. Dubey, Addl.P.P

Order No.02 Dated- 08-07-2025

Heard the parties.

The petitioner has been made accused in connection with Jirwabari
P.S. Case No.06 of 2025 registered for the offences punishable under
Section 103(1), 238 & 3(5) of the B.N.S., 2023 and under Section 27 of Arms
Act.

Learned senior counsel for the petitioner submits that the allegation
against the petitioner is that the petitioner in furtherance of common
intention with the co-accused person has committed murder of Nawal
Kumar as the Nawal Kumar did not compromise the POCSO Case No.84
of 2024 of the Court of Special Judge, POCSO Act Cases, Sahibganj in
which the niece of the deceased was the victim. It is submitted that the
allegation against the petitioner is false. It is next submitted that the
petitioner has been implicated in this case only on the basis of suspicion. It
is next submitted that no incriminating article has been recovered from
the possession of the petitioner. 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 05.01.2025 as is
evident from para-18 of the instant bail application. Hence it is submitted
that the petitioner be released on bail.

Learned Addl. P.P. appearing for the State vehemently opposes the
prayer for bail and submits that keeping in view the serious nature of

allegations against the petitioner and his criminal antecedent; 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 serious nature of allegation against the petitioner as well as his criminal antecedent and the chance of the petitioner absconding and tampering with evidence, if released on bail, 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/