

Salim Miyan @ Salim Ansari, aged about 64 years, Son of Late Ali
Miyan, Resident of Village-Jeruadih, P.O.-Jeruadih, P.S.-Bengabad,
District-Giridih (Jharkhand). **Petitioner**

The State of Jharkhand ... **Opposite Party**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Mr. Kumar Nitish, Advocate

For the State : Mr. V.S. Sahay, Advocate

1. Heard the learned counsel appearing on behalf of the parties.

2. Learned counsel for the petitioner submits that the petitioner is in custody since 06.04.2025 in connection with Bengabad P.S. Case No. 54 of 2025 corresponding Sessions Trial No. 347 of 2025, registered for the offences under Section 103(1)/3(5) [under section 302 r/w section 34 of IPC] of Bharatiya Nyaya Sanhita-2023, pending in the court of learned Additional Sessions Judge-III, Giridih.

3. Learned counsel for the petitioner has submitted that 3 witnesses, including the informant, have been examined before the concerned court and they have turned hostile. He has submitted that there is no likelihood of tampering with the evidence and therefore, the petitioner may be enlarged on bail.

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the report with respect D.N.A. is awaited. He has further submitted that the petitioner has confessed his guilt before the villagers also.

5. After hearing the learned counsel for the parties and considering the fact that even the informant of the case has turned hostile and FSL report, with respect to the DNA profile, is still awaited and there is no likelihood of the petitioner tampering with the evidence, the petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rs. Twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-III, Giridih in connection with Bengabad P.S. Case No. 54 of 2025 corresponding Sessions Trial No. 347 of 2025 on the following conditions:

- (i) One of the bailors would be the present *pairvikar* of the petitioner.
- (ii) The other bailor should be his close relative.
- (iii) The petitioner will attend the court on each and every date and on account of his single default, the learned court shall cancel the bail bond furnished by the petitioner.
- (iv) The petitioner will deposit a self-attested copy of his Aadhar Card along with his mobile number before the learned court which he will not change during the pendency of the case without prior permission of the court.
- (v) The petitioner shall fully co-operate with the proceedings before the learned court below.

6. The instant bail application is allowed with the aforesaid conditions.

7. However, the FSL Ranchi, is directed to ensure that the complete FSL report be forwarded to the concerned court at the earliest.

8. The FSL report so furnished before this Court is returned to the learned counsel for the State.

9. Let a copy of this order be forwarded to the FSL Ranchi to ensure compliance.

10. Let a copy of this order along with a copy of the affidavit filed with the bail petition be communicated to the court concerned through 'FAX/E-mail'.

(Anubha Rawat Choudhary, J.)

09.09.2026
Rakesh/-
Uploaded on:-10.09.2026