

IN THE HIGH COURT OF JHARKHAND AT RANCHI
I.A. No. 2489 of 2017
IN
Cr. Appeal (S.J.) No. 531 of 2017

1. Charan Murmu
2. Saraswati Murmu Appellants
Versus
The State of Jharkhand Respondent

CORAM: HON'BLE MR. JUSTICE ANANT BIJAY SINGH

For the Appellants : Mr. Sunil Kumar Mahto, Advocate.
For the State : A.P.P.

06/Dated: 01/07/2017

Two appellants have faced the trial in Sessions Trial No. 110 of 2014 in the Court of Sri Alok Kumar Dubey, learned District & Additional Sessions Judge, Ghatsila, East Singhbhum, who under judgment dated 04.05.2016 has held the appellant guilty under Section 307 of the I.P.C. and further under order dated 10.05.2016 has awarded sentence to undergo R.I. for five years each along with fine of Rs. 10,000/-, in default of payment of fine they shall further undergo R.I. for six months.

From perusal of record, it appears that the appeal was admitted on 19.04.2017 and L.C.R. was called for.

After receipt of L.C.R., learned counsel for the appellant has pressed I.A. No. 2489 of 2017 filed under Section 389(1) of the Cr.P.C.

Learned counsel for the appellant has submitted that appellant has remained in custody for 3 ½ years, which is half of the sentence.

Taking all these facts and circumstances and keeping in view the period of detention and the appeals of 2003-04 are being heard and there is no likelihood of appeal being heard in near future, I am inclined to admit the appellants on bail during pendency of the appeal after suspending the order of sentence. The appellants are directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of District & Additional Sessions Judge, Ghatsila, East Singhbhum, in connection with Sessions Trial No. 110 of 2014.

I.A. No. 2489 of 2017 stands allowed.

Let a copy of order be sent to the court below.

(Anant Bijay Singh, J.)

Sunil/