

IN THE HIGH COURT OF JHARKHAND AT RANCHI

A.B.A. No. 3519 of 2023

1. Md. Salman

2. Md. Sahid Akram @ Md. Shahid Akram ... .. Petitioners

-Versus -

The State of Jharkhand

... .. Opposite Party

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**CORAM: - HON'BLE MR. JUSTICE AMBUJ NATH**

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For the Petitioners

: Mr. Nilesh Kumar, Advocate

For the State

: Mr. S. K. Tiwari, A.P.P.

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**04/07.07.2023**

Heard the parties.

Petitioners are apprehending their arrest in connection with Balumath P.S. No. 142/2022, for the offences under Sections 342, 376D, 376(3), 379 and 506 of the Indian Penal Code and Section 4 of the POCSO Act, pending in the court of learned Additional Sessions Judge-II-cum-Special Judge, POCSO, Latehar.

It was submitted that petitioners are not named in the F.I.R. Their names have transpired in confession of co-accused Md. Aryan @ Bablu, who faced separate trial. The victim girl was examined as P.W.1 in that trial. She had given a complete gone by to her case due to which co-accused Md. Aryan @ Bablu was acquitted.

Learned A.P.P. has opposed the prayer for Anticipatory Bail.

Regard being had to the facts and circumstance of the case, I am inclined to enlarge the petitioners on anticipatory bail. They are directed to surrender before the court below within two weeks from the date of receipt of copy of this order and learned court below on their surrender shall release them on bail on furnishing bail bonds of Rs. 25,000/- (Twenty five Thousand only) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, POCSO, Latehar in connection with Balumath P.S. No. 142/2022. Subject to the conditions as laid down under Section 438 (2) Cr.P.C.

**(Ambuj Nath, J.)**

Jay/-