

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 8399 of 2021

| | | |
|-------------------------|--------|----------------|
| Parimal Modak @ Chhotan | ... | Petitioner |
| | Versus | |
| The State of Jharkhand | ... | Opposite Party |

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

| | | |
|--------------------|-------------------------------|--|
| For the Petitioner | : Mr. Shailesh, Advocate | |
| For the State | : Mr. Tarun Kumar, Addl. P.P. | |

Order No.02 Dated- 03.11.2021

Heard the parties through video conferencing.

Learned counsel for the petitioner personally undertakes to remove the defects as pointed out by the stamp reporter within two weeks.

In view of the personal undertaking of the learned counsel for the petitioner, the defects pointed out by the stamp reporter are ignored for the present.

Apprehending his arrest, the petitioner has moved this Court for grant of privilege of anticipatory bail in connection with Baliapur P.S. Case No.156 of 2021 registered under sections 306 of the Indian Penal Code.

The Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner abetted the suicide of the deceased daughter of the informant namely Puja Kumari. It is further submitted that the allegations against the petitioner are all false and the only allegation against the petitioner is that he used to make phone calls several times to the deceased but there is no specific overt act attributed to the petitioner which could have led the deceased to commit suicide. It is then submitted that it is highly improbable that, when the petitioner never met the deceased, only because he told something, that could have led the deceased to commit suicide. It is next submitted that the petitioner undertakes to cooperate with the investigation of the case. Hence, it is submitted that the petitioner be given the privilege of anticipatory bail.

Learned Addl. P.P. opposes the prayer for grant of anticipatory bail.

Considering the submissions of the counsels and the fact as discussed above, I am of the opinion that it is a fit case where the above named petitioner be given the privilege of anticipatory bail. Hence, in the event of his arrest or surrender within a period of six weeks from the date of this order, he shall be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate -1st Class, Dhanbad, in connection with Baliapur P.S. Case No.156 of 2021 with the condition that the petitioner will cooperate with the investigation of the case and appear before the Investigating Officer as and when noticed by him and will furnish his mobile number and a copy of his Aadhar Card in the court below with the undertaking that he will not change his mobile number during the pendency of the case subject to the conditions laid down under section 438 (2) Cr. P.C.

(Anil Kumar Choudhary, J.)

Sonu/Gunjan-