

Dhena Tudu @ Lakheshwar Tudu @ Nemchand Tudu Vs The State of Jharkhand

Court: Jharkhand High Court

Date of Decision: March 25, 2011

Acts Referred: Arms Act, 1959 " Section 27

Narcotic Drugs and Psychotropic Substances Act, 1985 (NDPS) " Section 15, 18

Penal Code, 1860 (IPC) " Section 201, 302, 307, 324, 34

Hon'ble Judges: Narendra Nath Tiwari, J

Bench: Single Bench

Judgement

Narendra Nath Tiwari, J.

The Petitioner is an accused in the case registered u/s 394 of the Indian Penal Code, subsequently added

Sections 395 and 412 of the Indian Penal Code.

2. Learned Counsel appearing on behalf of the Petitioner submitted that the Petitioner has been falsely implicated in this case on the basis of

confessional statement of co-accused; nothing incriminating has been recovered from his possession; the allegation is that flaps of notes were

recovered; the same have no specific identification; there is no other cogent material against the Petitioner; Petitioner has no criminal antecedent; he

is in custody since July, 2010.

3. Learned A.P.P. opposed the Petitioner's prayer for bail and submitted that the Petitioner has also confessed his guilt before the Police;

however, he has not disputed the other contentions of learned Counsel for the Petitioner.

4. Regard being had to the facts and circumstances of the case, the Petitioner, above named, is directed to be released on bail on furnishing bail

bond of Rs. 10,000/-(rupees ten thousand) with two sureties of the like amount, each, to the satisfaction of learned Additional Sessions Judge,

F.T.C.-I, Bermo at Tenughat in connection with S.T. No. 403 of 2010 arising out of Nawadih P.S. Case No. 45 of 2007, corresponding to G.R.

No. 352 of 2007.