

(2011) 07 JH CK 0116

Jharkhand High Court

Case No: Criminal Application (DB) No. 663 of 2005

Bijay Mahtoand and Another

APPELLANT

Vs

State of Jharkhand

RESPONDENT

Date of Decision: July 19, 2011

Hon'ble Judges: R.K. Merathia, J; P.P. Bhatt, J

Bench: Division Bench

Judgement

@JUDGMENTTAG-ORDER

I.A. No. 959 of 2011

1. Mr. B.M.Tripathy, learned senior counsel appearing for the Appellants submitted that this interlocutory application has been filed for bail on behalf of Appellant no. 2 Raviwari Mahtain. He further submitted that though the prayer for bail of both these Appellants was earlier rejected on merit on 22/08/2005 but she has now remained in jail for about six years; and that she was on bail during trial and as per the prosecution case, the main allegations are against Appellant no.1 Bijay Mahto and this Appellant no.2 happens to be his mother-in-law.

2. Keeping in view the fact that Appellant no.2 is a lady and she was on bail during trial and she has remained in jail for about six years after the judgment, during pendency of the appeal, Appellant no.2 Raviwari Mahtain is directed to be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) with two sureties of the like a mount each to the satisfaction of the trial court (Sessions Judge, Saraikel-Kharsawan at Saraikela) in connection with Sessions Trial No. 46 of 2004, subject to the conditions that one of the bailers will be her close relative and the other should have landed property with in the local jurisdiction of the Court.