

Joseph Ekka Vs. the State of Jharkhand

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Court : Jharkhand

Decided On : Jun-20-2013

Appellant : Joseph Ekka

Respondent : The State of Jharkhand

Judgement :

IN THE HIGH COURT OF JHARKHAND AT RANCHI B. A. No. 3945 of 2013
Joseph Ekka ... Petitioner Versus The State of Jharkhand ... Opposite Party -----
CORAM : HONBLE MR. JUSTICE H. C. MISHRA ----- For the Petitioner :
Mr.A.K.Yadav, Advocate. For the State : A.P.P. ----- 3/ 18.06.2013 Heard learned
counsel for the petitioner and learned A.P.P. for the Prosecution. The petitioner
has been made accused in connection with Bishunpur P.S. Case No. 37 of 2009
corresponding to G.R. No. 923 of 2009, S.T No.239 of 2010 for the offence under
Sections 147, 148, 149, 353, 307, 302, 326, 427 of the Indian Penal Code, Section
27 of the Arms Act, Section 17 of the CLA Act, Section 13 (i) of the U.P.A Act and
Section 3/4 of the Explosive Substance Act. There was an encounter between the
police party and the extremists group, in which, Anti Land Mines Vehicle was
blown up by the extremists and there was heavy exchange of fire between the
police party and the extremists, in which, three police personnel were killed and
some of them were injured. The petitioner has been named in the FIR, to be an
active member of the gang and involved in the occurrence. The bail applications of
this petitioner were earlier rejected twice on merits. Learned counsel for the
petitioner has renewed the prayer for bail, submitting that the witnesses examined
so far, have not identified the petitioner. In the facts of this case, I am not inclined

to enlarge the petitioner, Joseph Ekka on bail. Accordingly, the prayer for bail of the petitioner is hereby rejected. (H. C. Mishra, J.) BS/

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