

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRCA No.673 of 2015**

Mohammad Imran Kadari S/o Md. Eqabal Kadari Aged About 26 years R/o Pension Bada, Police Line, Raipur, Tah. And District Raipur (Civil & Rev. District Raipur), Chhattisgarh.

---- **Petitioner**

Versus

State Of Chhattisgarh Through Station House Officer, Police Station Ganj, Raipur District Raipur (Civil And Rev. District Raipur), Chhattisgarh.

---- **Respondent**

For Petitioner	:	Shri Dhiraj Kumar Wankhede, Advocate
For Respondent/State	:	Ms. Sunita Jain, Panel Lawyer

Order On Board

04/08/2015

The applicant has preferred this application under Section 438 of Cr.P.C., apprehending his arrest in connection with Crime No.31/2015, registered at Police Station–Ganj, District Raipur for alleged commission of offence under Sections 420 of IPC .

2. Case of the prosecution is that the applicant recovered Rs.3,10,000/- from the complainant in the name of providing job to his son and thereby cheated him.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated and against the complainant, number of criminal cases are registered and the applicant being a Police Constable, he is being pressurized by the complainant for lodging false report. It is further submitted that one of the witness-Abdul Jakariya Khan, during the departmental enquiry, did not support the allegation that any payment was made in his presence.

4. On the other hand, learned State counsel opposed the prayer for grant of bail

by submitting that more than one person has stated that the money was paid in their presence to the applicant by the complainant by selling his own land for Rs.6 Lakh to one Prabhu Ram Sahu.

5. Considering the nature of allegation and the material available on record, I am not inclined to grant bail to the applicant.

7. Accordingly, the application is rejected.

**Sd/-
Manindra Mohan Shrivastava
Judge**