

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 6471 of 2015

Manita Soni, W/o. Sanjay Soni, Aged About 28 Years, R/o. Navapara,
Surajpur, Revenue Distt. Surajpur, Civil Distt. Sarguja, Chhattisgarh

---- Applicant

Versus

State Of Chhattisgarh, Through S.H.O. Police Station- Surajpur, Distt.
Surajpur, Chhattisgarh

---- Respondent

For Applicant : Mr. C.J.K.Rao, Advocate

For Respondent : Mr. Ashish Shukla, Govt. Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

30/11/2015

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the applicant who has been arrested in connection with Crime No.263/2015 registered at Police Station- Surajpur, District Surajpur (C.G.) for the offence punishable under Sections 420, 467, 468, 471, 120-B, 34 of Indian Penal Code and Section 13(1)(d), 13(2) of Prevention of Corruption Act.
2. The case of the prosecution, in brief, is that the applicant was appointed as Shiksha Karmi Grade-III at Janpad Panchayat Surajpur in the year 2007 and as per the prosecution case the applicant has not submitted the certificates of Scout Guide, Experience, B.T.I. & N.C.C. however she had been given numbers and she was selected. Therefore, the offence has been registered.
3. Learned counsel for the applicant submits that the applicant has been falsely implicated in this case. He further submits that initially the issue was taken in the writ jurisdiction wherein registration of

FIR was stated. He further submits that the Evaluation Committee makes the report and given the number and on the basis of rules of Panchayat Shikshakarmies (Recruitment & Conditions of Services) Rules 1997, the Selection Committee selects the candidates and subsequently they were given employment to the applicant. He further submits that in the year 2007 the appointment is said to be made and after lapse of 8 years, the applicant has been inculpated in the crime. He further submits that the charge sheet in this case has already been filed, therefore, the applicant may be enlarged on bail.

4. Per contra, learned State counsel opposes the prayer for grant of bail.
5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Having regard to the fact and the nature of offence and the allegation leveled against this applicant and the fact that the applicant is a lady and she is in jail since 19.10.2015, I am inclined to release the applicant on bail.
7. Accordingly, the bail application filed under Section 439 of Cr.P.C. is allowed.
8. It is directed that the applicant shall be released on bail on furnishing a personal bond for a sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for her appearance as and when directed.
9. Certified copy as per rules.

Sd/-
(Goutam Bhaduri)
Judge