

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3772 of 2016

Surendra Jogi @ Ram @ Rama Kumar, S/o Panchu Kumar Jogi,
Aged About 22 Years Caste - Satnami, R/o - Santmata Karma,
Bhatapara, Post Office, Police Station & Tahsil - Bhatapara, District
- Balodabazar - Bhatapara Chhattisgarh

---- Applicant

Versus

State Of Chhattisgarh Through The Station House Officer, Police
Station - Bilaigarh, District - Balodabazar - Bhatapara Chhattisgarh

---- Respondent

For applicant - Shri Dharmesh Shrivastava, Advocate.
For Respondent/State – Shri Neeraj Sharma, Dy.G.A.

Hon'ble Shri Justice Goutam Bhaduri

Order

19/07/2016

1. The applicant has preferred this application for grant of bail as he is arrested in connection with Crime No.149/2015 registered in Police Station Bilaigarh, District-Balodabazar-Bhatapara (C.G.) for offence punishable under section 379, 407, 420, 120 (B) of IPC.
2. Case of the prosecution, in brief, is that, 240 quintals of paddy was loaded in the truck bearing registration No.CG-04/JA 9835 for transporting the same to the Paddy Procurement Center but the said paddy was not transported to the required destination and which was stolen and it was misappropriated after changing registration number and thereby Rs.3,26,400/- was misappropriated by applicant along with other co-accused persons.
3. Learned counsel for the applicant submits that the applicant has been wrongly implicated in this case. He submits that he is only driver and he has no idea where paddy was to be un-loaded. He has only followed

the instruction of the owner. He submits that bail of the similarly placed co-accused has been dismissed by the coordinate bench of this court in M.Cr.C. No. 4462/2015 on 1/09/2015.

4. Learned State counsel opposes the prayer for grant of bail.

5. Perused the case diary and the documents. Taking into nature of allegations, the way the offence has been committed and the applicant who is driver of the truck appears to be involved in the case, further bail of the similarly placed co-accused has been dismissed by the coordinate bench of this court in M.Cr.C. No. 4462/2015 on 1/09/2015, therefore this court is not inclined to release the applicant on bail.

6. Accordingly, the bail application is dismissed.

Certified copy as per rules.

Sd/-

(Goutam Bhaduri)

JUDGE