

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5190 of 2016

- Amar Singh S/o Puran Singh Jat, Aged About 28 Years R/o Village Sirpur, Bagai Konta, Police Station / Tehsil Dondi Lohara, District Balod (Chhattisgarh) --- **Petitioner**

Versus

- State of Chhattisgarh through the District Magistrate, District Rajnandgaon (Chhattisgarh) --- **Respondent**

For the applicant	:	Mr. Shaleen Singh Baghel, Advocate
For the Respondent	:	Mr. Anupam Dubey, Govt. Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

06.09.2016

1. This is first bail application filed under Section 439 of the Code of Criminal Procedure seeking grant of regular bail to the applicant in connection with Crime No. 105 of 2015 registered at P.S. Lalbagh, Distt. Rajnandgaon (C.G) for the offence punishable under Sections 420, 467 & 471/34 of IPC.
2. As per the prosecution case, the applicant and other accused persons misappropriated an amount of Rs.5,93,600/- in a Private Company known as Indian Agro Food Industries Private Ltd., and thereby committed the offence.
3. Learned counsel for the applicant would submit that the applicant has not committed any offence and he has been falsely implicated in this case. He further submits that co-accused Bhanwarsingh and Heera Lal Rawate against whom similar allegations were made have been enlarged on bail by the coordinate Bench of this Court in M.Cr.C.No.3790 of 2015 and 2809 of 2015 on 28.9.2015 and 29.06.2015, therefore, the present applicant may also be enlarged on bail.

4. Per contra, learned State Counsel opposes the bail. However, he do not dispute the fact that co-accused Bhanwarsingh and Heera Lal Rawate have been released on bail by the co-ordinate Bench of this Court.
5. Perused the case diary and other documents.
6. Considering the fact that co-accused have been enlarged on bail by the coordinate bench of this Court as stated above as also the fact that the charge sheet in this case has been filed and no further investigation is necessary, I am inclined to allow this bail application.
7. Accordingly, the bail application is allowed and the applicant is directed to be released on bail on his executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court. He shall also appear before the trial Court as and when directed by the said Court.

C.c. as per rules.

Sd/-

GOUTAM BHADURI
JUDGE