

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7365 of 2016

Harendra Deshmukh S/o Birbal Deshmukh Aged About 22 Years
R/o Village Bagnadi, Ward No. 11, Tahsil - Chhuriya, District
Rajnandgaon Chhattisgarh

---- Applicant

Versus

State Of Chhattisgarh, Through - Station House Officer, Police
Station Chhuriya, O. P. Chichola, District Rajnandgaon
Chhattisgarh

---- Respondent

For applicant - Shri Abhishek Sharma, Advocate.
For Respondent/State – Shri Sangarsh Pandey, Dy.G.A.

Hon'ble Shri Justice Goutam Bhaduri

Order

23/11/2016

1. The applicant has preferred this application for grant of bail as he is arrested in connection with Crime No.159/2016 registered in Police Station Chhuriya, O.P. Chichola, District Rajnandgaon (CG) for offence punishable under sections 420, 467, 468, 471, 34 & 201 of Indian Penal Code and Section 3/181, 146/196, 5/180 of the Motor Vehicles Act (as per final report)
2. As per the prosecution case, on the basis of the forged receipt in the barrier the trucks were being allowed to be passed which came to the notice on 12/07/2016 when the receipt bearing Sr. No.252 bearing number 343877 was found to be forged. Subsequently, on 13/07/2016 another truck driver Rupendra Singh tried to get pass through a receipt which was arranged to be supplied by the applicant alongwith other co-accused and the applicant was the carrier, while the applicant tried to hand over the receipt police intercepted and the applicant tried to swallow the same.
3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the case, it is not a case initially receipt which

was seized was prepared by the applicant, it is only one receipt which was issued which was seized that too of the Maharashtra. He submits that there is no direct evidence to show that the applicant is the author of the said receipt, therefore he may be released on bail.

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

5. Perused the statement of Santram Thakur. Taking into way the offence has been committed by the applicant alongwith the other co-accused and while the applicant was carrier of the receipt and wanted to hand it over, he was apprehended, also considering the nature of allegations which has larger impact, this court is not inclined to release the applicant on bail.

6. Accordingly, the bail application is dismissed.

Sd/-

(Goutam Bhaduri)

JUDGE