

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 1368 of 2017

1. Babulal Verma S/o Late Rameshwar Verma Aged About 51 Years
(Learned Court Below Has Not Mentioned As Late Rameshwar
Lodhi)

2. Sukhau Thakur S/o Late Firtu Ram Thakur Aged About 68 Years
(Learned Court Below Has Not Mentioned As Late Firtu Ram)

Both applicant No.1 & 2 R/o Village Chaitukhapri, Police Chowki
Mohara, Police Station & Tahsil Dongargarh, District Rajnandgaon,
Chhattisgarh.

(wrongly mentioned as P.S. Mohara)

3. Dayal Das Sahu S/o Gyandas Sahu Aged About 47 Years R/o
Village Seonikala, Police Chowki Mohara, Police Station & Tahsil
Dongargarh , District- Rajnandgaon, Chhattisgarh (Wrongly
Mentioned As Police Station Mohara)

4. Jhunia Bai Sinha` Wd/o Late Bisnath Sinha Aged About 60 Years
R/o Village Mohara, Police Chowki Mohara, Police Station & Tahsil
Dobgargarh, District- Rajandgaon, Chhattisgarh. (Wrongly
Mentioned As Police Station Mohara).

5. Lain Kunwar Bai W/o Meghuram Verma Aged About 60 Years
R/o Bijnapur, Police Chowki Mohara, Police Station & Tahsil
Dongargarh, District Rajnandgaon, Chhattisgarh, (Wrongly
Mentioned As Nain Kumar As Well As Police Station Mohara.)

---- Applicants

Versus

State Of Chhattisgarh Through Station House Officers Police
Station Dongargarh , District Rajnandgaon, Chhattisgarh.

---- Respondent

For applicants - Shri V.C. Ottalwar and Shri F.S. Khare, Advocate.
For Respondent/State – Shri Ashish Shukla, G.A.

Hon'ble Shri Justice Goutam Bhaduri

Order

21/03/2017

1. The applicants have preferred this application for grant of bail as they are arrested in connection with Crime No. 93/2015 registered in Police Station Dongargarh, District Rajnandgaon (CG) for offence punishable under sections 406, 409, 420, 467, 34 of Indian Penal Code.

2. As per the prosecution case, the applicants who are the members

of Sewa Sahkari Samiti Maryadit, Mohara in between the period 2013-2014, 2014-2015 had made false entry in the register for procurement of paddy and amount of Rs.1,04,55,411.48 was misappropriated which caused huge loss to the government and the samiti.

3. Learned counsel for the applicants submits that first enquiry was earlier conducted and report is dated 12/11/2014. Subsequent another enquiry report is of 22/05/2015 wherein it was found that because of natural calamity certain loss were caused and recovery therefore was made. He submits that charge sheet has been filed, no further investigation would be necessary, therefore the applicants may be released on bail.

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

5. Perused the case diary and the documents. Charge sheet in this case has been filed. Voluminous evidence are recorded which shows that various enquiry were made prior to the report. Considering the facts and circumstances of the case, nature of evidence available appears to be documentary in nature, this court is inclined to release the applicants on bail.

6. Accordingly, the bail application is allowed and it is directed that the applicants shall be released on each of them furnishing personal bond for a sum of Rs.25,000/- with one surety each in the like sum to the satisfaction of concerned trial court for their regular appearance before it as and when directed.

Sd/-

(Goutam Bhaduri)

JUDGE