

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7717 of 2016

- Suryabali Singh S/o Sukhpal Singh, Aged About 54 Years Caste Rajput, R/o Village Remte, Police Station Kunkuri, District Jashpur Chhattisgarh

---- **Petitioner**

Versus

- State of Chhattisgarh Through Station House Officer, Police Station Kunkuri, District Jashpur Chhattisgarh

---- **Respondent**

For Applicant : Mr. Harish Kuntty, Advocate

For Respondent/State : Mr. Anil S. Pandey, Govt. Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

10-01-2017

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 on 19-6-2016 in connection with Crime No. 126 of 2016, registered at Police Station Kunkuri, District Jashpur (CG) for the offence punishable under Section 420 of the IPC.
2. Case of the prosecution, in brief, is that first information report was made by Dashrath and others that on 18-6-2016 present applicant allured different depositors to deposit an amount of Rs.2,700/- to open the account in Bank. However, neither their account was opened in the bank nor their money was returned and thereby the aforesaid offence was committed.
3. Learned counsel appearing for the applicant would submit that the applicant has been falsely implicated in the case and he has

not committed any offence. He would further submit that charge-sheet has been filed in this case, the applicant is in jail since 19-6-2016 and no further investigation is required, therefore, he may be released on bail.

4. On the other hand, learned State counsel opposes the prayer for grant of bail.
5. I have heard learned counsel for the parties, perused the case diary and documents.
6. Perused the statements of the witnesses wherein direct allegations have been attributed against the present applicant.
7. Taking into consideration the facts and circumstances of the case and further considering the nature of offence and the way it has been committed, I am not inclined to release the applicant on bail.
8. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is liable to be and is hereby dismissed.

Sd/-
(Goutam Bhaduri)
Judge

Raju