

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

M.Cr.C.(A). No.121 of 2018

- Smt. Annu Dubey W/o Shri Mulchand Dubey, Aged About 33 Years R/o Chandidih, Ramayan Chowk, Bilaspur Tahsil And District Bilaspur Chhattisgarh, District : Bilaspur, Chhattisgarh

---- Petitioner

Versus

- State Of Chhattisgarh Through Station House Officer, Police Of Police Station Gole Bazar, Raipur District Raipur Chhattisgarh, District : Raipur, Chhattisgarh.

---- Respondent

And

M.Cr.C.(A). No. 1151 of 2017

- Sevakram Verma S/o Kanhaiya Lal Verma Aged About 37 Years R/o Mabaud, Police Station Palari,civil And Revenue District Baloda Bazar Bhatapara Chhattisgarh, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station Gole Bazar District Raipur Chhattisgarh, Chhattisgarh.

---- Respondent

For the Applicants : Shri Dharmesh Shrivastava
& Anil Gulati, Advocates.

For the Respondent/State : Anil Anupam Dubey, Dy. GA.

Hon'ble Shri Justice Rajendra Chandra Singh Samant**Order on Board****25.04.2018**

1. Both the applications are heard and decided together by this common, order, as both the bail applications are arising out of the same crime number and offences.
2. These anticipatory bail applications filed under Section 438 of Cr.P.C., have been filed by the applicants as they are apprehending arrest in connection with Crime No.178/2017 registered at Police Station- Gole Bazar, District – Raipur, (C.G.), for the offence punishable under Sections 420, 467, 468, 471 r/w 34 of the Indian Penal Code.
3. Learned counsel for the applicants submits that the applicants have been falsely implicated in this case. After completion of investigation the charge-sheet has been filed. In similar case some co-accused persons have been granted anticipatory as well as regular bail by this Court, hence, it is prayed that these applicants also deserve to be released on bail.
4. Learned counsel for the State opposes the bail applications and submits that the present applicants have made use of fake mark-sheets and got appointed to jobs in Jila Panchayat, Raipur, looking to the allegation made, they are not entitled for grant of anticipatory bail.
5. Heard counsel for both the parties and perused the case diary.
6. The case against the applicants is this that the advertisement for various posts was published by Jila Panchayat, Raipur. The present

applicants have applied for the said post and submitted their testimonials. Some of the testimonials of the present applicants was found forged and, thereafter, they themselves resigned the job. Hence, this case.

7. Considering the submission made, contents of the case diary and also considering this fact that in similar matters some of the co-accused persons have been benefited with grant of anticipatory bail or regular bail by this Court, hence, I am of the view that these applicants are also entitled for grant of anticipatory bail.
8. Consequently, both the anticipatory bail applications **(M.Cr.C.(A). No. 121 of 2018 and M.Cr.C.(A) No.1151 of 2017)** filed under Section 438 of the Cr.P.C. are hereby allowed and it is directed that in the event of arrest of the applicants in connection with the aforesaid offences, they shall be released on bail by the officer arresting on each of them executing a personal bond in sum of Rs.25,000/- with one surety each in the like sum to the satisfaction of the concerned Investigating Officer. The applicants shall also abide by the following conditions :
 - (i) that the applicants shall make themselves available for interrogation before the investigating officer as and when required;
 - (ii) that the applicants shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;

- (iii) that the applicants shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and
- (iv) that the applicants shall appear before the trial Court on each and every date given to them by the said Court till disposal of the trial.

Sd /-

(Rajendra Chandra Singh Samant)

Judge