

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 1626 of 2018

Jamuna Prasad Jangde S/o Late Sonuram Jangde, aged about 50 years, R/o Village & Post- Murmunda, Police Station- Nandani Ahiwara, Tahsil- Dhamdha, District- Durg (C.G.).

---- Applicant

Versus

State of Chhattisgarh Through: Station House Officer, Police Station- Nandani, District- Durg (C.G.).

---- Respondent

For Applicant	:	Mr. B.P. Singh, Advocate
For Respondent	:	Mr. Sumit Jhanwar, PL

Hon'ble Shri Justice Arvind Singh Chandel
Judgment on Board

25/04/2018

1. The applicant has preferred first bail application under Section 439 of the Cr.P.C for grant of regular bail as he is arrested in connection with Crime No. 346/2017 registered at Police Station- Nandani, District- Durg (C.G.) for the offence punishable under Sections 420 and 406 of IPC.
2. As per the prosecution story it is alleged that from 16/05/2014 to 24/06/2014, the applicant has obtained Rs. 3,00,000/- in installments from the complainant- Manohar on the pretext of providing job. Subsequently, when he could not provide job, the complainant demanded his money and then as a security the applicant gave a cheque of Rs. 2,25,000/- to him. The said cheque was submitted before the bank and has been dishonoured due to insufficient balance in the bank account of the applicant. Offence was registered and the applicant was arrested on 15/12/2017.

3. Learned counsel appearing on behalf of the applicant submits that the applicant is innocent and has been falsely implicated in the present case. He further submits that the FIR has been lodged after 9 months of the incident, charge-sheet has been filed and the applicant is in custody since 15/12/2017, therefore, the applicant may be enlarged on bail.
4. Per contra, learned counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned counsel for both the parties.
6. Considering the above facts and circumstances of the case, particularly considering that charge-sheet has already been filed, the applicant is in custody since 15/12/2017 and the trial will likely to take some time, without further commenting on merits of the case, this court is inclined to release the applicant on bail.
7. Accordingly, MCRC. No.1626/2018 is allowed. It is directed that the applicant shall be released on bail on executing a personal bond for a sum of Rs. 50,000/- with two sureties each of Rs. 25,000/- for the like amount to the satisfaction of the trial Court. Thereafter, he will appear before the Trial Court on each and every date given by the said Court.

Sd/-
Judge
Arvind Singh Chandel