

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3950 of 2018

- Onkar Yadav S/o Late Ansari Ram Yadav Aged About 39 Years Caste Mahkul, R/o Village Dhodhagaon, Police Station Sitapur, Civil And Revenue District Surguja, Chhattisgarh, District : Surguja (Ambikapur), Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer Police Station Farsabahr, District Jashpur, Chhattisgarh, District : Jashpur, Chhattisgarh

---- Respondent

For Applicant : Shri Arun Kumar Shukla, Advocate.
For Respondent/State : Shri Arvind Shukla, Panel Lawyer.

Hon'ble Shri Justice Arvind Singh Chandel
Order On Board

16/07/2018

1. The applicant has preferred this first bail application under Section 439 of Cr.P.C. for grant of regular bail as he is arrested in connection with crime no. 14/2018, registered at Police Station Farsabahr District Jashpur (C.G.), for the offence punishable under Section 489 (B), (C) and R/w Section 34 of the IPC.
2. As per prosecution story, it is alleged that on 22.02.2018, information was received by Farsabahr Police that two persons have got fake currency notes and they were trying to circulate fake currency notes in market as genuine currency. On receiving the said information, raid was conducted, the applicant and other co-accused was arrested. From the possession of present applicant fake currency notes amounting to Rs. 38,000/- were seized.
3. Learned counsel appearing on behalf of the applicant submits

that the applicant is innocent and has been falsely implicated in the present case. As per prosecution story *prima facie* no offence punishable under Section 498 (B) is made out against the applicant. He further submits that the applicant is in jail since 22-08-2018 and charge-sheet has already been filed, therefore, he may be released on bail.

4. Per contra, learned counsel appearing on behalf of State opposes the bail application.
5. I have heard learned Counsel for both the parties and perused the case diary.
6. Considering the above facts and circumstances of the case, particularly considering the fact that the applicant is in custody since 22-02-2018, the charge-sheet has already been filed and trial will likely to take some time to conclude, therefore, without further commenting on merit of the case, I am inclined to release the applicant on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the applicant shall be released on bail on executing a personal bond for a sum of Rs. 20,000/- with one surety 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/-

(Arvind Singh Chandel)

Judge