

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 897 of 2018

- Vinod Budhwani S/o Mohan Budhwani Aged About 47 Years R/o C-1/7, Sector-7, New Rajendra Nagar, Raipur Tehsil And District Raipur Chhattisgarh, District : Raipur, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Police Station Golbazar, Raipur District Raipur Chhattisgarh, District : Raipur, Chhattisgarh

---- Respondent

For Applicant : Mr. Ankur Agrawal, Advocate.
For Respondent : Mr. Rahul Tamaskar, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board

13/09/2018

1. The applicant has preferred this bail application under Section 438 of Cr.P.C. apprehending his arrest in connection with Crime No.225/2017 registered at Police Station- Golbazar, District – Raipur(C.G.), for the offence punishable under Sections 420, 467, 468, 471 & 120-B of the Indian Penal Code (for short 'IPC').
2. Learned counsel for the applicant submits that applicant is innocent and has been falsely implicated in this case. The applicant is not connected with the alleged commission of offence in any manner, he is simply an insurance agent and had insured the vehicle of the complainant. The allegations made by the complainant are baseless. Co-accused Brijendra Bahadur Singh has been granted regular bail by

the co-ordinate Bench of this Court. Hence, it is prayed that he may also be released on bail.

3. Learned State counsel opposes the bail application and submissions made in this respect. He submits that the investigation is at very initial stage. Hence, the application be rejected.
4. Heard both the parties and perused the case diary.
5. It is alleged that this applicant has helped main accused Brijendra Bahadur Singh to open a forged account in the name of complainant Rajendra Mishra, in which, the accident claim of Rs.77,487/- was deposited and withdrawn by the main accused. Hence, this case.
6. On due consideration of the evidence present in the case diary, I am of this view that the applicant should be benefited with grant of anticipatory bail.
7. Accordingly, the anticipatory bail application of applicant is allowed and it is directed that in the event of arrest of the applicant in connection with the aforesaid offence, he shall be released on bail by the officer arresting him on his executing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Investigating Officer. The applicant shall also abide by the following conditions :
 - (i) that the applicant shall make himself available for interrogation before the investigating officer as and when required;
 - (ii) that the applicant 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 applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and
- (iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

Sd/-

(Rajendra Chandra Singh Samant)

Judge

Nisha