

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M.CR.C. No. 7399 of 2017**

Ranvir Singh, S/o. Late Gurudayal Singh, Aged About 31 Years, R/o. Ward No.6, Indra Basti Sunam, Thana Sunam, Tahsil Sunam, District Sangrur Panjab.

---- Applicant

Versus

State of Chhattisgarh, Through : Police Station -Gandai, District Rajnandgaon, Chhattisgarh.

---- Respondent

For Applicant : Mr. Parag Kotecha, Advocate

For Respondent/State : Mr. Vijay Bahadur Singh, Panel Lawyer

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board**16/01/2018**

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant, who has been arrested in connection with Crime No.167/2017, registered at Police Station – Gandai, District – Rajnandgaon (C.G.) for the offence punishable under Section 420, 34 of Indian Penal Code.
2. It is submitted by the learned counsel for the applicant that the applicant has been falsely implicated in this case. No case is made out against the applicant on the basis of the material available on record of the prosecution case. Applicant is in jail since 16.10.2017 and co-

accused has been enlarged on bail by the trial Court itself. Copy of the order of the trial Court showing grant of bail of co-accused persons have been filed today. It is prayed that the applicant has also similar case, he may also be benefited with grant of bail.

3. On the other hand, learned counsel for the State opposes the bail application and the submissions made in this respect.
4. I have heard the learned counsel for both the parties and perused the case diary.
5. The case against the applicant is this that the main accused Jitendra Khurana published an advertisement that the land required for erecting towers for which attractive returns were promised, applicant was equally involved in this and a total of Rs.5,77,380/- was received by inducing various persons in the bank accounts, which was not intended to be returned nor anything was provided as was advertised.
6. Considered the submissions made and the contents of the case diary. Taking into consideration this fact that co-accused has been enlarged on bail on the basis of compromise entered between the complainant and further taking into consideration the development of things and the applicant is in jail for quite sometime, this Court is of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.
7. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.

8. It is directed that applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge

Balram