

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8925 of 2018**

Naresh Tandon S/o Shri Sita Ram Tandon Aged About 35 Years R/o Village Mehu, Police Station Pamgarh District Janjgir Champa Chhattisgarh, District : Janjgir-Champa, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through P. S. Gharghoda, District Raigarh Chhattisgarh, District : Raigarh, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Sudeep Agrawal, Advocate
For the State	:	Shri Satish Gupta, G.A.

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****05/12/2018**

1. This is the first bail application under Section 439 of the CrPC and there is no bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with the Crime No.338/2018 registered at Police Station Gharghoda, District Raigarh (C.G.) for the offence punishable under Section 420 & 406 of IPC.
3. Case of the prosecution, in brief is that applicant is the driver of Trailer bearing registration number C.G. 12AT-7658. On 01/11/2018 about 03.30 p.m. applicant sold 10 tonnes coal to another coal depot out of loaded coal and mixed the low quality coal in remaining coal. The cost of the stolen coal is Rs.15,000/-. The owner was the loaded coal T.R.N. Power Plant.
4. Learned counsel for the applicant submits that he has innocent and falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedents against the applicant.
6. Looking to the facts and circumstances of the case, looking to the fact that there is no likelihood of the accused to abscond and tamper the evidence, it is directed that if the applicant furnishes one solvent surety for a sum of Rs. 25,000/- along with a personal bond in the like sum to the satisfaction of the concerned Court with the condition that he shall appear before the trial Court at 11.00 am as and when directed till trial and he would cooperate during the trial, he shall be released on bail.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
 Judge