

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 9952 of 2018

- Akshay Deshmukh S/o Hemant Deshmukh Aged About 34 Years R/o L.I.G. 189, Old Dindayal Upadhyay Nagar ,janwani Bhilai ,tahsil And District Durg Chhattisgarh., District : Durg, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through District Magistrate Durg, police Station Supela, tahsil And District Durg Chhattisgarh., District : Durg, Chhattisgarh

---- Respondent

For Applicant	: Mr.V. K. Deshmukh, Advocate.
For Respondent	: Mr. Neeraj Sharma, Dy. G. A.

Hon'ble Shri Justice Gautam Chourdiya
Order On Board

19/12/2018

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the applicant who has been arrested in connection with Crime No. 820/2018, registered at Police Station- Supela, District Durg (C.G.) for the offence punishable under Section 420 of IPC and Section 66 IT Act.
2. As per the prosecution story, it is alleged that complainant Ravindranath Ramteke filed a written complaint before the Police Station- Supela, Durg, against the present applicant, the complainant has stated that he has doubt that applicant committed offence U/s 420 IPC and 66 IT Act because his mobile phone regularly operated by accused, when accused was coming complainant's home therefore, he transferred sum of Rs. 42, 400/- by PayTM App of mobile. Hence offence has been registered against this present applicant. After completion of

investigation, charge-sheet has been filed.

3. Learned counsel for the applicant submits that the applicant has falsely been implicated in this case. The applicant is ready to deposit the amount withdrawn from PayTM of Rs. 42,400/- which may be disbursed to the complainant- Ravindranath Ramteke. He submits that the applicant has no any previous criminal record. Applicant is willing to abide by all the conditions and direction, which may be imposed on him while granting bail. Hence, it is prayed that applicant may be enlarged on bail.
4. Learned State counsel opposes the bail application and submissions
5. Heard both the parties and perused the case diary.
6. Considering the facts and circumstance of the case, it is directed that the applicant shall be released on bail of his depositing of Rs. 42,400/- before the concerned trial Court and furnishing a personal bond for a 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.
7. Accordingly, the bail application filed under Section 439 of Cr.P.C. is allowed.

Sd/-
(Gautam Chourdiya)
v. Judge