

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 2734 of 2019

- Devendra Markam S/o Nanhuram Markam Aged About 25 Years R/o Village Taparkela Lakhanpur, Post Turna, District Surguja Chhattisgarh., District : Surguja (Ambikapur), Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Police Station Patna, District Koriya Chhattisgarh., District : Koriya (Baikunthpur), Chhattisgarh

---- Non-applicant

For Applicant	: Mr. Pushkar Sinha, Advocate.
For Non-applicant	: Mr. Vikram Dixit, Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta Order On Board

08.05.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with crime No. 42/2019 registered at Police Station – Patna District – Koriya (C.G.) for the offence punishable under Sections 420, 467, 468, 471/34 of the Indian Penal Code and Section 66 of the I.T. Act.
3. Case of the prosecution, in brief is that complainant Shanti Bai is resident of Anjukhurd. Applicant, coaccused Prakash Yadav, Patoish Markam had taken the Rashan Card, Aadhar Card and thumb impression by machine from complainant Shanti Bai, Prithvi Raj Soni, Lalmani Singh. Thereafter they checked their accounts they found that Rs. 25,000/- has been withdrawn from the account of complainant Shanti Bai, Rs. 1000/- has been withdrawn from the account of complainant Prithvi Raj Soni, and Rs. 1000/- from the account of complainant Lalmani Singh.
4. Learned counsel for the applicant submits that the applicant has no criminal background. He is innocent and has been falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, learned counsel for the State opposes the bail application, however, he submits that there is no antecedent against the applicant.
6. Looking to the above mentioned 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 two solvent sureties for a sum of Rs.25,000/- each along with a personal bond of Rs. 50,000/- to the satisfaction of the concerned Trial Court with the condition that he will not involve in any crime in future, he will 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

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