

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3920 of 2019

- Vijay Kumar Yadav S/o Shiv Prasad Yadav, Aged About 29 Years, R/o Village Karri, P.S. Raghunathnagar, District- Balrampur-Ramanujganj, Chhattisgarh., District : Balrampur, Chhattisgarh

---- Applicant

Versus

- State of Chhattisgarh Through Police Station- Raghunathnagar, District- Balrampur-Ramanujganj, Chhattisgarh., District : Balrampur, Chhattisgarh

----Non-applicant

For Applicant – Shri Vikash Pandey, Advocate.

For Non-applicant/State – Shri Ghanshyam Patel, Govt. Advocate.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

29-07-2019

1. Heard on the application filed under Section 439 of the Cr.P.C. This is first bail application before this Court filed by the applicant for grant of regular bail. The applicant has been arrested on 06-03-2019 in connection with Crime No.20/2019 registered at P.S. - Raghunathnagar, District- Balrampur-Ramanujganj, Chhattisgarh for the offence under Section 420 read with 34 of the IPC.

2. It is submitted on behalf of the applicant that the applicant has been falsely implicated in this case. No case is made out. He is in jail since 06-03-2019. Charge sheet has been filed after completion of the investigation. Therefore, it is prayed that the application may be allowed.

3. Learned counsel for the State/non-applicant opposes the application.

4. Heard learned counsel for the parties and perused the case diary.

5. According to the prosecution case, this applicant gave inducement to complainant Eanual Miya that he is in possession of ½ Kg. gold which he wants to sell. Getting induced the complainant purchased the same gold for a

price of Rs.4,50,000/-. Later on, when the gold was examined that was found to be fake. Hence, the FIR has been lodged.

6. Considering that the investigation has been completed and there is likelihood of delay in trial and further that there is no criminal antecedent of this applicant, I feel inclined to allow this application.

7. Consequently, this application filed by the applicant under Section 439 of the Cr.P.C. for grant of regular bail is hereby allowed. It is directed that the 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 Court, for his appearance as and when directed.

8. Certified copy as per rules.

Sd/-

(Rajendra Chandra Singh Samant)
Judge