

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C. No. 4748 of 2019**

Raj Aryan @ Santosh Hablani S/o Baldeo Hablani Aged About 30 Years R/o Satyam Vihar Colony Raipura, Mahadeo Ghat Road, Police Station Purani Basti Raipur Tahsil And District Raipur Chhattisgarh.

---- Applicant**Versus**

State Of Chhattisgarh Through Station House Officer, Police Station City Kotwali, District Raipur Chhattisgarh.

---- Respondent

For the Applicant : Shri Krishna Kumar Dixit, Advocate.
For the Respondent/State : Shri Devendra Pratap Singh, Dy. A.G.

Hon'ble Shri Justice Rajendra Chandra Singh Samant**ORDER****21.08.2019**

Heard.

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.215 of 2019, registered at Police Station – City Kotwali, Raipur, District – Raipur, Chhattisgarh for the offence punishable under Sections 327, 384 and 506B/ 34 of the Indian Penal Code.

2. Learned counsel for the applicant submits that the applicant is in jail since 19.4.2019 and has been falsely implicated in this case. This applicant has not committed any offence. Similarly placed co-accused persons, namely, Vinod Chaurasiya, Virendra Singh Tomar and Kamal Narayan @ Kamal Kurre have been granted regular bail by this Court in M.Cr.C.

No.3301 of 2019, vide order dated 19.07.2019. Hence, it is prayed that the applicant be enlarged on bail.

3. On the other hand, learned counsel for the State opposes the bail application and the submissions made in this respect. It is submitted that this applicant is one of the main accused who laid down the trap for the complainant to borrow and make payment to this applicant on extortion. Hence, no case is made out for grant of regular bail to the applicant.

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

5. According to the prosecution case, complainant – Jai Kumar Badlani came in contact with this applicant and one – Kamal Narayan. Subsequent to some events of hanging out this applicant and co-accused - Kamal Narayan started blackmailing the complainant on the basis of some objectionable video made by them, because of which, the complainant borrowed some money from the money lender Rubi @ Virendra Singh Tomar for the return of which, exorbitant demands were made by the said money lender regarding which, FIR has been lodged.

6. Considering the fact that similarly placed co-accused persons have been granted regular bail by this Court, I feel inclined to grant bail to the applicant in this case.

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. In case any default is committed by the applicant/s in appearing before the concerned trial Court, this order granting bail shall stand cancelled automatically.

Sd/-

(Rajendra Chandra Singh Samant)
Judge