

**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 9434 of 2018**

- Pranav Vishwas S/o Late Prafull Vishwas, aged about 42 years, R/o 7-Block, Mana Camp, Raipur, District Raipur, Chhattisgarh.

**---- Applicant****Versus**

- State of Chhattisgarh Through The Station House Officer, Police Station Kondagaon, District Kondagaon, Chhattisgarh.

**---- Respondent**

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| For Applicant        | : Shri Jitendra Gupta, Advocate. |
| For Respondent/State | : Shri Bhaskar Payashi, P.L.     |

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**Hon'ble Shri Justice Arvind Singh Chandel**  
**Order On Board****10/01/2019**

1. The Applicant has preferred this first bail application under Section 439 of Cr.P.C. for grant of regular bail as he is arrested in connection with crime No. 144/2018, registered at Police Station – Kondagaon, District - Kondagaon, (C.G.) for the offence punishable under Sections 457, 380 & 411 of the Indian Penal Code and 41 (1)(d) of Cr.P.C.
2. As per the prosecution story, on 09.06.2018, one Vijay Lal Jain, proprietor of Sunder Jeweler, lodged a report wherein it has been alleged that in the intervening night of 8/9.06.2018 some unknown persons have stolen ornaments total amounting Rs. 31,41,000/- from his jewelery shop. On the basis of the said report, offence has been registered. During course of investigation, on the basis of the memorandum statement of the Applicant, 5 kg of silver and 300 gm of gold has been seized from his possession. The Applicant has been taken into custody on 25.10.2018.
3. Learned Counsel appearing on behalf of the Applicant submits that the Applicant is innocent and has been falsely implicated in the case. He

further submits that charge-sheet has been filed. He also states that the Applicant has no criminal antecedent, he is in custody since 25.10.2018 and trial will take some time. Therefore, he may be released on bail.

4. Per contra, learned Counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned Counsel for the parties and perused the case diary.
6. Considering the facts and circumstances of the case, the evidence collected by the prosecution and further considering the fact that the Applicant has no criminal antecedent, he is in custody 25.10.2018 and trial is likely to take some time, without further commenting on merits of the case, I am inclined to release him on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the Applicant shall be released on bail on executing a personal bond for a sum of Rs. 20,000/- with one solvent surety for the like amount to the satisfaction of the Trial Court for his appearance before the said Court as and when directed.

Sd/-  
**(Arvind Singh Chandel)**  
**Judge**