

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 40 of 2020

- Chandrashekhar Pandey S/o Surendra Pandey Aged About 32 Years Resident Of Village Main Road Urga, Police Station Korba District Korba Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station Sarsiva, Baloda Bazar Chhattisgarh.

---- Respondent

For applicant : Smt. Seema Singh Chandel, Advocate
For Respondent /State : Shri Samir Sharma, Dy.GA

Hon'ble Smt. Justice Rajani Dubey

Order On Board

14/01/2020

The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is in custody in connection with Crime No.396/2019 registered at police station Sarsiwa, district Balodabazar (CG) for the offence punishable under Sections 420,467 and 468/34 IPC.

Case of the prosecution in brief is that report was lodged by the complainant against the applicant alleging that he along with co-accused persons have obtained money for providing job as police constable and has committed forgery.

Counsel for the applicant submits that the applicant has been falsely implicated in the case. He further submits that the main

accused have already been granted bail by this Court in M.Cr.C. No. 8228/2019 vide order dated 03.01.2020 and therefore the present applicant may also be granted similar benefit. He submits that the applicant is in jail since 28.11.2019 and looking to the conduct of the prosecution it is clear that the trial will take time for its conclusion.

On the other hand counsel for the State opposes the bail application.

Having heard counsel for the parties, considered the totality of the fact, in particular the nature of allegation and the detention period of the applicant, I am inclined to release him on regular bail. Accordingly, his application filed under Section 439 of the Code of Criminal Procedure is allowed.

It is directed that in the event of the applicant's furnishing a personal bond in the sum of Rs.50,000/- with one surety for the like sum to the satisfaction of the concerned Court, he shall be released on bail.

Sd/-
(Rajani Dubey)
Judge