

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRCA No. 127 of 2021**

- Smt. Rajkumari, aged about 35 years, wife of Pannalal, Caste Satnami, resident of Seepat, Police Station – Passan, District Korba (C.G.)

---- Applicant**Versus**

- State of Chhattisgarh - Through : The Station House Officer, Police Station – Passan, District Korba (C.G.)

---- Respondent

For Applicant	:	Mr. Aditya Khare, Advocate.
For Respondent.	:	Mr. Sameer Uraon, G.A.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****09/04/2021**

1. This application under Section 438 of the Code of Criminal Procedure has been filed by the applicant who is apprehending her arrest in connection with Crime No.04/2021 registered at Police Station – Passan, District Korba (C.G.) for commission of the offence punishable under Sections 420, 34 of Indian Penal Code.
2. The prosecution story, in brief, is that on 02.01.2021, complainant Channa Ramkrishna lodged a report at police station Passan, alleging therein that accused Krishna Gond gave him assurance of providing gold at low price and took him, his father Channa Ram and his friend Akanapalli Ashok to his village Pipariya. When they reached there, one person along with lady came there on unnumbered pulser vehicle to whom the complainant gave a bag containing 7 lakh rupees

in exchange for 5 pieces of gold biscuits. The complainant got the gold checked and the same found to be fake.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the crime in question. He further submits that the name of applicant does not find place in FIR. The applicant is lady having minor children and if she is arrested by the police, her minor children will face the difficulties.
4. Counsel for the State however opposes the application for anticipatory bail.
5. After hearing counsel for the parties and considering the facts and circumstances of the case, further considering the nature of allegation against the applicant, without commenting anything on merit of the case, this Court is of the considered opinion that it is a fit case to grant anticipatory bail to the applicant.
6. Accordingly, the application is allowed. It is directed that in the event of arrest of the applicant in connection with aforesaid crime number, she shall be released on bail on her furnishing a personal bond in the sum of Rs.50,000/- with one surety for the like sum to the satisfaction of the concerned arresting/investigating officer or the court concerned, as the case may be, with the following terms and conditions:
 - (i) that the applicant shall make herself available for interrogation/medical examination before the concerned investigating officer as and when required;
 - (ii) that the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with

the facts of the case as to dissuade him/her from disclosing such facts to the Court or to any police officer;

- (iii) that the applicant shall not act in any manner which will be prejudicial to fair and expeditious trial; and
- (iv) that the applicant shall appear before the trial Court on each and every date given to her by the said Court till disposal of the trial.

Sd/-

(Rajani Dubey)
Judge

pkd