

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 193 of 2021

- Vijaya Pathak W/o Late Jagat Pathak Aged About 60 Years (Pradhan Sampadika), Editor-In-Chief, Jagat Vision Pratrika, R/o F 161/17 Shivaji Nagar Bhopal M. P. Permanent R/o Vinayaka Vihar Ring Road Raipur Tahsil And District Raipur Chhattisgarh

----Applicant

Versus

- State Of Chhattisgarh Through The Station House Officer, Police Station Civil Line, District Raipur Chhattisgarh

---- Respondent

For Applicant	: Shri Rohit Sharma, Advocate
For Respondent/State	: Shri Uddhav Sharma, GA

Hon'ble Smt. Justice Rajani Dubey

Order On Board

07/04/2021

This is an application filed under Section 438 of the Code of Criminal procedure for grant of anticipatory bail to the applicant, who is apprehending her arrest in connection with Crime No. 411/2020 registered at Police Station Civil Lines, District Raipur (CG) for the offence punishable under Sections 417, 468 and 469 of the IPC.

Case of the prosecution in brief is that report was lodged by the complainant alleging that the applicant has committed forgery, with an intention to defame the Chief Secretary and Joint Secretary with the help of screenshot in whatsapp group.

Contention of the counsel for the applicant is that the applicant have been falsely implicated in the present case. He further submits

that the applicant is the editor of Jagat Vision Patrika and she has no intention to defame the complainant and in the present circumstances of the pandemic Covid-19, the investigation will take time and therefore she may be granted bail.

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

Having heard counsel for the parties and considering the totality of the facts, in particular, the nature of allegations against the applicant, this Court is of the view that it is a fit case to grant anticipatory bail to the applicant. Accordingly, the application is allowed and it is directed that in the event of arrest of the applicant in connection with the aforesaid offence, she shall be released on bail on her executing a personal bond in sum of Rs. 25,000/- with one surety to the satisfaction of the trial Court. The applicant shall also abide by the following conditions :

(i) that she shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or any police officer;

(ii) that she shall not act in any manner which will be prejudicial to fair and expeditious trial; and

(iii) that she 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