IN THE HIGH COURT OF MADHYA PRADESH AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE VIVEK AGARWAL

ON THE 2nd OF FEBRUARY, 2024

MISC. CRIMINAL CASE No. 4434 of 2024

BETWEEN:-

RAVINDRA PRATAP SINGH S/O SHRI RAM NARAYAN SINGH, AGED ABOUT 60 YEARS, OCCUPATION: BUSINESS R/O L -7 2 ND FLOOR RAJORI GARDEN (DELHI)

.....APPLICANT

(BY SHRI ANKIT SAXENA - ADVOCATE)

AND

THE STATE OF MADHYA PRADESH THROUGH POLICE STATION KOHEFIZA DISTRICT BHOPAL (MADHYA PRADESH)

.....RESPONDENTS

(BY SHRI MANASMANI VERMA - GOVERNMENT ADVOCATE)

This application coming on for admission this day, the court passed the following:

ORDER

This is first Regular Bail application. It is listed before this Court, because, this Court had earlier rejected anticipatory bail application as was filed by the other co-accused persons.

Applicant **Ravindra Pratap Singh** is in custody since 20.01.2024 in connection with case Crime No. 305/2023 registered at Police Station Kohefiza, Distt. Bhopal (M.P.), for offence under Sections 420, 467, 468, 471, 120-B of IPC.

Learned counsel for the applicant submits that, the name of the present

Signature Not Verified
Signed by: AMRITABH RANJAN
Signing time: 02-02-2024 18:21:19

applicant is not mentioned in the FIR and he has been arrayed as an accused later on, on the basis of memorandum of other co-accused persons. It is submitted that Hon'ble Supreme Court vide order dated **20.11.2023** in the matter of ***Shushil Singh Vs. State of M.P. [Special Leave to Appeal (Crl.) Nos. 13522-13523/2023)]***, had extended the benefit of interim order passed on 19.10.2023, on the ground that petitioner was cooperating with the investigation.

Similarly, attention is drawn to the order dated 11.12.2023 passed in case of ***Sanjeev Kumar Mehta*** wherein similar orders were passed and benefit of interim orders were extended in favour of the petitioner therein on the ground of co-operation with the investigation.

In the present case, facts are different. Petitioner was since not co-operating and was absconding, he has been recently arrested in the matter of Case Crime No. 305/2023 under Sections 420, 467, 468, 471, 120-B of IPC on 20.01.2024.

Since, charge-sheet is not filed that means investigation is yet not complete. Secondly, Shri Manasmani Verma, learned Government Advocate submits that co-accused Raj Mohammad is yet not arrested and is absconding.

Thus, taking these facts into consideration, that case of the present applicant Ravndra Pratap Singh is different from the other co-accused namely Shushil Singh and Sanjeev Kumar Mehta, in as much as Supreme Court found them to be co-operating with the investigation, whereas the present applicant was absconding and another co-accused is still absconding, parity cannot be extended in favour of the petitioner, accordingly, his request for grant of bail is hereby rejected.

Accordingly, this first bail application is dismissed.

Signature Not Verified
Signed by: AMITABH RANJAN
Signing time: 02-02-2024 18:21:19

(VIVEK AGARWAL)
JUDGE

AR

Signature Not Verified
Signed by: AMITABH RANJAN
Signing time: 02-02-2024 18:21:19