

S. B. Criminal Misc. Bail Application No. 7287 of 2009
Sanwarlal Sharma vs. State of Raj.

30.9.2009

HON'BLE MR. JUSTICE MAHESH CHANDRA SHARMA

Mr. Ashwin Garg, for the petitioner.
Mr. G. S. Faujdar, Public Prosecutor.

Heard learned counsel for the petitioners and the learned Public Prosecutor.

Perused the case diary and other relevant documents placed before me. This is a bail application under section 438 Cr.P.C. The main allegation against the accused petitioner is that he has attested the signatures on forged agreement and the principal accused is Dharmendra. The learned counsel contended that the petitioner is by profession as an advocate. The learned Public Prosecutor opposed this argument.

Without expressing any opinion on the merits of the case, at this stage, I deem it just and proper to grant anticipatory bail to the accused petitioner Sanwarlal Sharma son of Gheesalal Sharma under section 438 Cr.P.C.

In the result, this application under section 438 Cr.P.c. is allowed and it is directed that in the event of the arrest of the petitioner namely Sanwarlal Sharma son of Gheesalal Sharma in F.I.R. No. 79 of 2009 Police Station Pisangan District Ajmer, he shall be released on bail by the concerned SHO/ Investigating Officer, provided he shall submit personal bond in the amount of Rs. 25,000/- with two sureties in the amount of Rs. 12,500/- each to the satisfaction of SHO/ Investigating Officer, Arresting Officer of the concerned police station, on the following condition :

a) that the petitioner shall make himself available for interrogation by a police officer as and when required;

b) that the petitioner 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 him from disclosing such facts to the Court or to any police officer;

c) that the petitioner shall not leave India without the previous permission of the court.

d) That the petitioner shall not commit any offence similar in nature to the offence of which they are accused.

(Mahesh Chandra Sharma) J.

OPPareek/