

31.7.2012

Shri Ghanshyam Pandey, Advocate for the applicant.

Shri Prakash Gupta, PL for the State.

This is the first bail application filed by the applicant under Section 439 of the Cr.P.C. for grant of bail.

The applicant is in custody since 31.5.2012 in connection with Crime No. 461/2012 registered at P.S. Kotwali, District Shahdol for the offence punishable under sections 182, 193, 194, 211, 120B of the IPC.

Learned counsel for the applicant submits that the applicant is a lady, she has been falsely implicated in the case. As per prosecution, it is alleged against the applicant that previously she lodged a report against Arjit Walia and Durgadas, which was found false and fabricated during the investigation, therefore, the police registered the aforesaid offence against the applicant and taken her in custody. Co-accused Smt. Barkha Khatri has been released on bail by this Court vide order dated 27.6.2012 passed in M.Cr.C. No. 6735/2012. The applicant is in custody and trial would take considerable time to conclude, therefore, she be released on bail.

Learned counsel for State has opposed the application.

On due consideration of the contention raised by the learned counsel for the parties, nature of allegation and gravity of the offence, I am of the considered view that it is a fit case to release the applicant on bail, therefore, without commenting on the merits of the case, this application is allowed and it is directed that applicant shall be released on bail on her furnishing a personal bond in a sum of Rs. 30,000/- (Rs. Thirty Thousand only) with one surety in the like amount to the satisfaction of the committal Court/trial Court for securing her presence before the said Court on all the dates of hearing fixed in this regard during trial.

Certified copy as per rules.

(G.S.Solanki)
Judge

PB