

M.Cr.C.No. 4963/2014

(Rajendra Singh Vs. State of M.P.)

30.06.2014

Smt Ami Prabal, Advocate for the applicant.

Shri Devendra Choubey, Dy. Govt Advocate for the respondent/State.

Case Diary is perused.

Learned counsel for the rival parties are heard.

Applicant apprehends arrest in connection with offences punishable u/Ss 419, 420 of IPC and 3/4 Pareeksha Adhiniyam registered as Crime No.139/2013 at Police Station Kotwali, District Bhind..

Learned Public Prosecutor for the State opposed the application and prayed for its rejection by contending that on the basis of the allegations and the material available on record, no case for grant of anticipatory bail is made out.

The allegation against the applicant is of cheating alongwith allowing the co-accused Sachin who appear in the Class X examination of 2013 on the applicant's behalf.

Co-accused Sachin and Ram Shankar have already been enlarged on bail u/S 439 Cr.P.C. on 13.05.13 in M.Cr.C. No. 2667/13 and 2798/13 and there is no possibility of the applicant fleeing from justice as there are no criminal antecedents of the applicant.

Accordingly, without expressing opinion on merits of the case, I deem it appropriate to allow this application u/S 438 Cr.P.C in the following terms:

It is hereby directed that in the event of arrest, the applicant shall be released on bail on furnishing a personal bond of **Rs.50,000/-(Rupees Fifty Thousand only)** with two solvent

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sureties of the like amount to the satisfaction of Arresting Authority.

This order will remain operative subject to compliance of the following conditions by the applicant :-

1. The applicant will comply with all the terms and conditions of the bond executed by him;
2. The applicant will cooperate in the investigation/trial, as the case may be;
3. The applicant will not indulge himself in extending inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to the Police Officer, as the case may be;
4. The applicant shall not commit an offence similar to the offence of which he is accused;
5. The applicant will not seek unnecessary adjournments during the trial; and
6. The applicant will not leave India without previous permission of the trial Court/Investigating Officer, as the case may be.

A copy of this order be sent to the Court concerned for compliance.

C.c. as per rules.

(Sheel Nagu)
Judge

sh/-