

M.Cr.C. No. 2423 of 2016

30.04.2016

Shri K. K. Tiwari, learned Counsel for the applicants- Darasingh S/o Prabhulal, Rahul S/o Lakhan and Narendra S/o Chevhan.

Shri Mukesh Kumawat, learned Panel Lawyer for the non-applicant/State.

Heard.

This is 2nd repeat application for grant of bail filed by applicants- Dara Singh, Rahul and Narendra, who are implicated in Crime No. 1269 of 2015, registered under Section 394 of IPC, at police Station- Chimanganjmandi, Ujjain.

Learned Counsel for the applicants submit that though the looted articles have been seized from the present applicants and only applicant No.3- Narendra has been identified by the victim but two other co-accused persons have not been identified by the victim and prays that application for grant of bail be allowed and applicants be released on bail.

Learned Panel Lawyer opposed the prayer and submitted that after arrest two more criminal cases have been registered against the applicant No.1 and he is having past criminal antecedents and total 7 criminal cases are registered against him and prays for rejection of bail application.

On due consideration of the material available in the case-diary, so also the fact that only applicant No.3 Narendra has been identified, no other co-accused persons i.e. applicant No.1 and 2 has been identified, without expressing any opinion on the merits of the case, I allow the **M.Cr.C. No.2423/2016, 2nd bail application in respect of applicant Nos. 1 and 2 i. e. Darasingh and Rahul**

and it is directed that the applicants- **Darasingh and Rahul** , shall be released on bail subject to their furnishing a personal bond in the sum of **Rs.40,000/-(Rupees Fifty Thousand only) each** with one local surety in the like amount each to the satisfaction of the concerned JMFC/CJM for their appearance before him or trial Court on all dates of hearing as may be fixed in this behalf by the Court concerned during trial.

In respect of applicant No.3-Narendra, no case for grant of bail as prayed is made out.

Accordingly, bail application of applicant No.3-**Narendra** is dismissed.

Certified copy as per rules.

(P.K. Jaiswal)
Judge

pp/