

M.Cr.C. No. 10090 OF 2016

30.11.2016

Shri Pankaj Jain, learned counsel for the petitioner.

Shri Rahul Vijaywargiya, learned counsel for the respondent-State.

This is an application under Section 439 Cr.P.C. by petitioner – Bhuri Bai @ Keshar Bai, who has been arrested on 01/08/16 in Crime No.324/16 of Police Station Kannod, Distt. Dewas, concerning offences under Section 420 r/w Section 34 IPC.

Heard the learned counsel for the parties and perused the case diary.

It is alleged against the present petitioner that she persuaded the complainant/Ramesh to enter into marriage with Manisha Bai, a married lady and mother of three children by representing that she is 'Rani' and is eligible for marriage. It is further alleged that later on, Manisha Bai, who impersonated as 'Rani' escaped away with cash of Rs.500/-, a mobile phone as well as some jewellery belonging to the complainant.

Learned counsel for the petitioner submits that the investigation has been completed and charge-sheet has been filed. It is also submitted that there is no apprehension that petitioner shall escape away from the course of justice, if released on bail.

Though, prayer for grant of bail is opposed by the

learned counsel for the State, however, considering the facts and circumstances of the case, it would be appropriate to enlarge the petitioner on bail.

Accordingly, the petition is hereby allowed and it is directed that on furnishing personal bond in the sum of **Rs.40,000/- (Rs. Forty Thousand only)** with one solvent surety in the like amount to the satisfaction of the concerned Chief Judicial Magistrate, Judicial Magistrate, First Class, the petitioner shall be released on bail, subject to the condition that she will make herself available to the Police, as and when required, in the course of investigation and will also remain present before the trial Court as and when directed in that behalf.

CC as per rules.

(Ved Prakash Sharma)
Judge

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