

MCRC-12091-2016

(DHARAM BAI Vs THE STATE OF MADHYA PRADESH)

29-12-2016

Shri Ashish Gupta, learned Counsel for the applicant.

Smt. Mamta Shandilya, learned Dy. Govt. Advocate for the respondent/State.

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

The case diary is available.

Arguments heard.

The present applicant has been arrested by the Police Station at Tarana, District Ujjain in Crime No. 470/16 under Sections 457 & 380 of IPC.

According to the prosecution story, it is alleged that the present applicant along with co-accused committed a theft of Rs. 2.5 lacs. Some ornaments were recovered from the possession of the applicant. Learned counsel for the applicant submits that the ornaments, recovered from the applicant, were not identified by the complainant and charge sheet has been filed.

Learned counsel for the respondent/State has opposed this application.

Taking into consideration all the facts and

circumstances of the case, without commenting on the merits of the case, I am of the view that it is a fit case for grant of bail. This application filed under Section 439 of Cr.P.C. is allowed.

Accordingly, it is directed that the applicant shall be released on bail on her furnishing personal bond of **Rs.30,000/-** (Rupees Thirty Thousand only) and one local solvent surety of the like amount to the satisfaction of the concerned Magistrate for her appearance on all the dates of hearing as may be directed in this regard during trial.

She is further directed that on being so released on bail, she would comply with the conditions enumerated under Section 437 (3) of Cr.P.C. meticulously.

Certified copy, as per rules.

(ALOK VERMA)

JUDGE