

HIGH COURT OF MADHYA PRADESH
BENCH AT INDORE
M.C.R.C No.52081/2018
(Tufansingh Vs. State of MP)

Indore, dated :31/12/2018:-

Shri Pankaj Sohani, learned counsel for the applicant.

Smt.Archana Kher, learned counsel for the respondent/State.

Heard with the aid of case diary.

O R D E R

1. This first bail application under section 439 of CrPC in **crime number-291/2018 U/s 25 and 27 of the Arms Act registered at Police Station -Khargone, District- Khargone.**
2. According to the prosecution case, on 13.06.2018 when the police intercepted a Maruti Car bearing no.MP-09-CV-0366, recovered several fire arms from the onboard passengers. The petitioner was not present on the spot. Nothing is recovered from his possession. He is implicated only on the basis of memo statement of co-accused person Rakesh Dave.
3. It is submitted by the learned counsel for the petitioner that co-accused persons Pappu @ Pawan and Dheeraj have been granted bail by this Court vide order dated 04.07.2018 passed in M.Cr.C NO.25183/2018 and dated 23.07.2018 passed in M.Cr.C No.28178/2018.
4. In view of the aforesaid and other facts and circumstances of the case, I deem it proper to release the accused on bail. Therefore, without commenting on merits of the case, the application is allowed.
5. It is directed that the **applicant Tufansingh S/o Ratansingh** be released from custody on his furnishing a personal bond in the sum of **Rs.30,000/- (Rs. Thirty Thousand)** with **one** solvent surety of the like amount to the satisfaction of the Trial Court for his appearance before the Trial Court as and when required further subject to the following conditions:
 - (i) The applicant shall co-operate with the trial and shall not seek unnecessary adjournments on frivolous grounds to protract the trial;
 - (ii) The applicant shall not directly or indirectly allure or make any inducement, threat or promise to the prosecution witnesses, so as to dissuade them from disclosing truth before the Court;
 - (iii) The applicant shall not commit any offence or involve in any criminal activity;
 - (iv) In case of his involvement in any other criminal activity or breach of any other aforesaid conditions, the bail granted in this case may also be cancelled.