

# The High Court Of Madhya Pradesh

MCRC-27503-2020

(ARVIND SAHU@ BHAIRAV Vs THE STATE OF MADHYA PRADESH)

**Jabalpur, Dated : 30-09-2020**

Heard through Video Conferencing.

Shri Pradeep K. Dwivedi, learned counsel for the applicant.

Shri Kishor Roy, learned panel lawyer for the respondent/State.

Case diary is available with the panel lawyer.

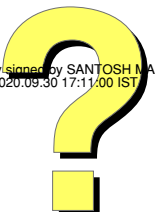
This is **second** application filed under Section 439 of the Cr.P.C. for grant of bail to the applicant who has been arrested in connection with Crime No.10/2020 registered at Police Station Morva, District Singrauli for the offences punishable under Sections 392 and 455 of the Indian Penal Code and Section 25/27 of the Arms Act.

The case of the prosecution is that on 01.01.2020 Amresh Singh lodged an FIR that on 11:00 PM, two unknown persons entered in his shop and looted a bag having a cash amounting to Rs.29,000/- from him. Report was lodged against some unknown persons. On that basis crime under the aforementioned offence has been registered. During the course of investigation, applicant and other co-accused persons were arrested. On their interrogation, they have admitted the commission of crime and the looted amount has been recovered from their possession.

Learned counsel for the applicant has submitted that the applicant is innocent person and has falsely been implicated in this case. It is also submitted that the applicant is in custody since 01.06.2020. There is no likelihood of his absconding or tampering with the prosecution witness. In view of the aforesaid, prayer has been made to enlarge the applicant on bail.

On the other hand, learned panel lawyer for the respondent/State has vehemently opposed the bail applicant and has submitted that the applicant is having a vast criminal record and 19 criminal cases were registered against him, out of which most of the cases are of same nature.

The first bail application i.e. M.Cr.C. No.17811/2020 was dismissed on



merit vide order dated 3.7.2020. After dismissal of the first bail application, I do not find any change in the circumstances. Hence, in the opinion of this Court, it is not a fit case to release the applicant on bail.

Accordingly, this repeat bail application stands **dismissed**.

(MOHD. FAHIM ANWAR)  
JUDGE

SKM

