

**The High Court Of Madhya Pradesh****MCRC-13073-2021***(PRAMOD AND OTHERS Vs THE STATE OF MADHYA PRADESH)***MCRC-13978-2021***(SONU AHIRWAR Vs THE STATE OF MADHYA PRADESH)***3****Jabalpur, Dated : 31-03-2021**

Shri Ranjan Banerjee, learned counsel for applicant.  
(M.Cr.C.No.13978/2021)

Shri P.N.Das, learned counsel for the applicants.  
(M.Cr.C.No.13073/2021)

Shri B.S.Sahu, learned P.L., for respondent/State.

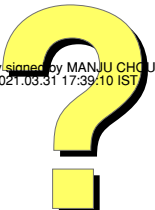
Heard.

Case diary is available.

These are first bail application under Section 439 of Cr.P.C., in connection with Crime No.116/2020, registered at Police Station Bajna, District Chhatarpur, for commission of offence punishable under Sections 457, 380/34 of the Indian Penal Code.

The case of the prosecution is that in the intervening night of 27-28/12/2020 some unknown persons have committed theft after breaking locks of General Store of complainant Pramod Kumar Jain. He lodged the report, on that basis, above mentioned crime has been registered against unknown persons. It is alleged that during the course of investigation, applicants were apprehended and on interrogation, they have admitted the commission of crime. On their information and instance, some stolen property was recovered. On that basis, name of the applicants and other co-accused persons have been arrayed in the already registered crime.

Learned counsel for applicants submitted that the applicants are innocent persons and have falsely been implicated in the present offence. The applicants are ready to furnish bail as per the order and shall abide by all conditions as may be imposed by the Court. He further submits that the applicants are in jail since 18/02/2021 and the trial will take time for its final



disposal. On these grounds, learned counsel for the applicants pray for grant of bail to the applicants.

Learned counsel for the respondent/State opposed the bail application of the applicants.

Considering the facts and circumstances of the case, particularly, the arguments advanced by learned counsel for the applicants, allegation made against the applicants, period of judicial custody (since 18/02/2021) and the exigency of Covid-19 disease, I am of the considered view that it is a fit case to release the applicants on bail.

Consequently, the applications are allowed.

It is directed that applicants shall be released on bail on their furnishing a personal bond in the sum of **Rs.30,000/- (Rupees thirty thousand only) each** with one solvent surety of the like amount each to the satisfaction of the committal/trial Court to appear before the Court on the dates given by the concerned Court. It is directed that applicants shall comply with the provisions of Section 437(3) Cr.P.C.

In view of the outbreak of 'Corona Virus disease (COVID-19)' the concerned jail authorities are directed to follow the directions/guidelines issued by the Government with regard to 'COVID-19' before releasing the applicants.

This M.Cr.C. stands allowed and disposed of.

C.C., as per rules.

**(MOHD. FAHIM ANWAR)**  
**JUDGE**

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