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**IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE**

**BEFORE  
HON'BLE SHRI JUSTICE AMAR NATH (KESHARWANI)**

**ON THE 30<sup>th</sup> OF MAY, 2022**

**MISC. CRIMINAL CASE No. 25157 of 2022**

**Between:-**

**AJAY S/O SHRI RAMKISHEN @ KISHEN  
SWAROOP SINGHAL, AGED ABOUT 36 YEARS,  
OCCUPATION: BUSINESS R/O VILLAGE JAGNER  
POST JAGNER VIDHOLI ROAD DISTRICT AGRA  
POLICE STATION JAGNER, DISTRICT AGRA  
(UTTAR PRADESH)**

**.....APPLICANT**

**(BY SHRI YOGESH KUMAR GUPTA, ADVOCATE)**

**AND**

**THE STATE OF MADHYA PRADESH, THROUGH  
STATION HOUSE OFFICER, POLICE STATION  
PITHAMPUR SECTOR-1, DISTRICT DHAR  
(MADHYA PRADESH)**

**.....RESPONDENT**

**(BY MS. VARSHA THAKUR, DY.GOVERNMENT ADVOCATE)**

.....  
*This application coming on for orders this day, the court passed the  
following:*

**ORDER**

This is first application under Section 439 of Criminal Procedure Code, 1973, filed by the applicant for grant of bail during trial.

The applicant and co-accused are facing trial in connection with Crime No.165/2022 registered at Police Station Pithampur Sector 1, District Dhar for offence punishable under Sections 406, 407, 420, 467, 414, 485, 193 and 120-B of Indian Penal Code, 1860. The applicant is in custody since 22.03.2022.

As per prosecution story, the allegation against the applicant is under

section 414 & 411 of the Indian Penal Code for assisting in concealment of stolen property and for receiving stolen property dishonestly.

Learned counsel for the applicant has submitted that the applicant is innocent and has been falsely implicated in the present crime. He further submits that the only allegation against the applicant is under Section 414 of IPC on the basis that he has purchased the stolen property. Investigation has been completed and charge sheet has been filed on 20.04.2022. There is no criminal antecedents against the applicant. The applicant is in custody since 22.03.2022 and conclusion of trial will take sufficient long time. Under these circumstances, learned counsel prays for grant of bail to the applicant.

Learned counsel for the State has opposed the application and prayed for its rejection but fairly admits that there is no criminal antecedents against the present applicant.

Looking to the facts and circumstances of the case, on a perusal of the material available on record including the case diary, without commenting on the merits of the case, this application is allowed.

It is directed that the applicant/accused be released on bail on his furnishing a personal bond in the sum of **Rs.2,00,000/- (Rupees Two Lacs Only)** with two local sureties in the sum of **Rs.1,00,000/- (Rupees One Lac only) each** to the satisfaction of the trial court for securing his presence before the said Court on all the dates of hearing fixed in this regard during trial.

It is also directed that the applicant 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 applicant.

This order shall remain effective till the end of the trial but in case of bail jump and breach of any of the precondition of bail, it shall become ineffective and cancelled without reference to this Bench.

Certified Copy as per rules.

**(AMAR NATH (KESHARWANI))  
V. JUDGE**

RJ

