

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C. No.3545 of 2023**

Rudra Madho Mohanti S/o Shri Keshav Mohanti Aged About 28 Years
R/o Balco Nagar Police Station Balco Nagar, Tahsil And District-
Korba, Chhattisgarh. **---Applicant**

Versus

State Of Chhattisgarh Through Police Station Balco Nagar, Korba,
District- Korba, Chhattisgarh. **----Non-Applicant**

For Applicant: Shri Rajesh Jain, Advocate.
For Non-Applicant/State: Shri GP Kurrey, PL.

Hon'ble Shri Justice Deepak Kumar Tiwari**Order on Board****30.06.2023**

1. This is 2nd bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the Applicant, who has been arrested in connection with Crime No.280/2021 registered at P.S Balco Nagar Korba, District Korba (CG) for the offence under Sections 408, 420, 120-B, 467, 468 and 471/34 IPC. Earlier application has been dismissed as withdrawn vide order dated 07.02.2022 passed in M.Cr.C No.8610/2021.

2. Prosecution case is that the Applicant was working in BALCO in the accounts department as Dy. Treasurer and had copied the digital signatures of higher authorities and transferred the money to the tune of Rs.15 crores in the bank accounts of his relatives fraudulently and also used some amount in the share market, therefore, the offence as

aforesaid has been registered against him.

3. Learned counsel for the Applicant submits that the Applicant is innocent and has been falsely implicated in the crime in question for which, he is in jail since 16.06.2021 i.e. more than 2 years, co-accused namely Prasant Kumar Sahani has already been granted bail vide order dated 18.04.2023 passed in M.Cr.C No.1911/2023 and conclusion of trial is likely to take quite some time, therefore, considering all these aspects, he may be released on bail.

4. On the other hand, learned State Counsel opposed the bail application and submits that a huge fraud has been committed by the present Applicant which is more than 15 crores, therefore, he is not entitled to be released on bail.

5. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, considering that a huge fraud of more than 15 crores has been committed by the present Applicant and the role attributed to him, without further commenting anything on merits, I am not inclined to allow the application.

6. Accordingly, the application is **rejected**.

7. However, the concerned Court below is directed to proceed with the matter in such a manner that at an interval of every 10 days, the trial be conducted in *de die in diem* manner and the same be concluded preferably within next 9 months. Prosecution is directed to ensure the presence of the witnesses and if they fail to turn down, the

concerned CJM shall bring the said fact to the notice of the concerned SP, who shall closely monitor the case.

Sd/-

(Deepak Kumar Tiwari)
Judge

Priya