



2024:CGHC:42566

NAFR

## HIGH COURT OF CHHATTISGARH AT BILASPUR

### MCRCA No. 1264 of 2024

Narendra Kumar Juneja S/o Late Kishanlal Juneja Aged About 52 Years  
R/o Jagatpur, Dhimrapur, Raigarh, Police Station City Kotwali, Tehsil and  
District – Raigarh, Chhattisgarh

... Applicant

versus

State of Chhattisgarh Through Police Station Saraipali, District  
Mahasamund, Chhattisgarh

... Non-Applicant

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For Applicant	: Mr. Manoj Paranjpe, Advocate.
For Non-Applicant/State	: Mr. U.K.S. Chandel, Dy. Advocate General
For Objector	: Mr. S.S. Bhaduri, Advocate

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**Hon'ble Mr. Ramesh Sinha, Chief Justice**

### Order on Board

**25.10.2024**

- 1 This first anticipatory bail application under Section 482 of the  
Bhartiya Nagrik Suraksha Sanhita, 2023 has been filed by the  
applicant, who is apprehending his arrest in connection with Crime  
No. 264/2024 registered at Police Station – Saraipali, District  
Mahasamund (C.G.) for the offence punishable under Sections 420  
read with Section 34 of the Indian Penal Code.
- 2 Prosecution case, in brief, is that the FIR of the incident was lodged  
by one Vikram Rateria on 08.10.2024 inter-alia on the allegations  
that, he had entered into an agreement with one Anant Kumar

Mishra and Krishna Prasad Mishra for purchase of the land situated at Orissa admeasuring 100 acres for a consideration of Rs. 1,50,000/- per acres. The agreement was executed on 25.05.2024 and co-accused Shishupal Pradhan and Jhulup Sahu were attesting witnesses of the agreement. It has been further alleged that the cheque of Rs. 3 lacs -3 lacs were paid to the land owners through blank cheques and Rs. 90,000/- cash was paid to Shishupal, but till 08.10.2024 no registered sale deed has been executed. The allegations against the present applicant are that, he had introduced Jhulup Kumar Sahu and Shishupal Pradhan. It has been alleged that the applicant and two other persons have cheated the complainant. It has been further alleged that, the present applicant and other two witnesses of the agreement have insisted the complainant to invest the amount in the said land. It has been further alleged that, all the three persons have lured to increase land rates to the tune of Rs. 30,000/- per acres and till date not a single penny has been paid and they have cheated the complainant and has caused the loss to the tune Rs. 6,90,000/-. Accordingly, the FIR has been lodged.

- 3 Learned counsel for the applicant submits that the applicant is innocent and has falsely been implicated in the present case. He further submits that the complainant is in the business of sale and purchase of land. The applicant is neither the owner nor the witness to the agreement to sale dated 25.05.2024. The father of the complainant is known to the applicant and he has shown interest to purchase the property at Orissa and applicant has only provided the

mobile number of one of the accused, namely, Shishupal Pradhan. The applicant has no relation either with Shishupal Pradhan or Jhulup Kumar Sahu, even he never met with both of them. He further submits that neither single penny has been paid to the applicant either by the complainant or by his father and there is no evidence which shows that either the applicant has cheated the complainant or any amount has been paid to him. He also submits that the applicant has six previous criminal antecedents under the IPC, out of which in four cases he has been acquitted and one case is disposed off and rest one pending. Hence, he prays for grant of anticipatory bail to the applicant.

- 4 On the other hand, learned State counsel as well as objector opposes the prayer for grant of anticipatory bail. Learned counsel for the objector submits that the owner of the land has died 15 years ago and the applicant along with other co-accused persons have cheated the complainant and has caused the loss to the tune of Rs. 6,90,000/-.
- 5 I have heard learned counsel for the parties and perused all of the documents taken on record.
- 6 Considering the facts & circumstances of the case, submissions of learned counsel for the parties, nature of allegation levelled against the applicant and the fact that he has only provided the mobile number of one of the accused, namely, Shishupal Pradhan and he is neither the owner nor the witness to the agreement to sale deed, further there is no evidence which shows that either the applicant has cheated the complainant or any amount has

been paid to him and the case between the parties is civil in nature, also considering the fact that so far as the criminal antecedents of the applicant is concerned, applicant has six previous criminal antecedents under the IPC, out of which in four cases he has been acquitted and one case is disposed off and rest one is pending, this Court without further commenting anything on merits, finds it appropriate to grant anticipatory bail to the applicant.

7 Accordingly, the instant MCRCA is **allowed** and it is directed that in the event of arrest of the applicant- **Narendra Kumar Juneja** on executing a personal bond with one local surety in the like sum to the satisfaction of the arresting Officer, he shall be released on bail on the following conditions:-

(a) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such fact to the Court.

(b) he shall not act in any manner which will be prejudicial to fair and expeditious trial.

(c) he shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

(d) The Applicant and the surety shall submit a copy of his adhaar card alongwith a colored post-card full size photo having printed the adhaar number on it, which shall be verified by the trial Court.

(e) he shall not involve themselves in any offence of similar nature in future.

**Sd/-  
(Ramesh Sinha)  
CHIEF JUSTICE**