

Rohit Raj@Sujeet vs The State Of Madhya Pradesh on 20 February, 2025

Author: Prem Narayan Singh

Bench: Prem Narayan Singh

NEUTRAL CITATION NO. 2025:MPHC-IND:4648

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IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE
BEFORE
HON'BLE SHRI JUSTICE PREM NARAYAN SINGH
ON THE 20th OF FEBRUARY, 2025
MISC. CRIMINAL CASE No. 7975 of 2025
ROHIT RAJ@SUJEET
Versus
THE STATE OF MADHYA PRADESH

Appearance:

Shri Himanshu Bhargava - advocate for the petitioner.
Shri Mayank Mishra, learned PL for the State.

ORDER

Heard and perused the record.

2. This is the second bail application filed under Section 483 of BNSS, 2023 (Section 439 of Cr.P.C, 1973) for grant of bail during trial relating to Crime No.340/2024 dated (not mentioned), registered at Police Station Sanyogitaganj, District Indore (M.P.) for the offence under Sections 319(2), 318(4), 338, 336(3), 340(2) of Bhartiya Nyaya Sanhita, 2023 and 3d/4 of MP Recognized Examination Act, 1937. The applicant is in custody since 31/08/2024. First bail application was dismissed as withdrawn with liberty to file afresh after three months. After complying with the liberty granted earlier, the present bail application has been filed by the applicant.

3. Allegation against the applicant is that he has appeared in the examination on behalf of his uncle

4. Learned counsel for the applicant submitted that the applicant has been falsely implicated in the present case . He is an innocent person. The applicant is in custody since 31/08/2024. He is having no criminal records. Investigation is over and charge sheet has been filed. Conclusion of trial will take sufficient long time. Under these circumstances, counsel prays for grant of bail to the applicant.

NEUTRAL CITATION NO. 2025:MPHC-IND:4648 2 MCRC-7975-2025

5. Learned counsel for the State has opposed the application and prayed for its rejection by submitting that looking to the nature of offence, bail may not be granted to the applicant but he has fairly admitted that the applicant is having no criminal records.

6. I have heard the learned counsel for the parties and perused the record.

7. Looking to the facts and circumstances of the case, the rival submissions of the counsel for the parties, custody period, without commenting on the merits of the case, this application is allowed.

8. It is directed that applicant be released on bail on his furnishing a personal bond in the sum of Rs.50,000/- (Rupees Fifty thousand only) with one solvent surety in the like amount to the satisfaction of the trial Court, for his regular appearance before the trial Court during trial with a condition that he shall remain present before the concerned Court on all the dates fixed by it during trial. He shall abide by all the conditions enumerated under Section 437(3) of Cr.P.C/480(3) of BNSS.

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

Certified Copy as per rules.

(PREM NARAYAN SINGH) JUDGE VD