

Saurabh Singh vs The State Of Madhya Pradesh on 25 October, 2024

Author: Vishal Mishra

Bench: Vishal Mishra

NEUTRAL CITATION NO. 2024:MPHC-JBP:53605

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IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
BEFORE
HON'BLE SHRI JUSTICE VISHAL MISHRA
ON THE 25th OF OCTOBER, 2024
MISC. CRIMINAL CASE No. 44618 of 2024
SAURABH SINGH
Versus
THE STATE OF MADHYA PRADESH

Appearance:
Shri Aishwary Sahu - Advocate for applicant.
Shri A.S. Baghel - Public Prosecutor for State.

ORDER

This is the first application under Section 482 of Bhartiya Nagrik Suraksha Sanhita Adhiniyam, 2023 for grant of anticipatory bail to the applicant.

The applicant apprehends his arrest in connection with Crime No.131 of 2024 registered at Police Station Chakghat, District Rewa (M.P.) for offence punishable under Sections 8, 21 and 22 of the NDPS Act and Section 5 r/w Section 13 of the M.P. Drug Control Act.

It is submitted that the applicant has falsely been implicated in the crime. He has not committed any offence in any manner. It is further submitted that the applicant has been made accused on the basis of memorandum of other co-accused. As far as criminal case is concerned, the same has been registered for minor offence. The applicant is ready to cooperate with the investigation and to abide by all the terms and conditions that may be imposed by this Court while considering the anticipatory bail NEUTRAL CITATION NO. 2024:MPHC-JBP:53605 2 MCRC-44618-2024 application. On these grounds, he prays for granting anticipatory bail to the applicant.

Per contra, counsel appearing for the State has vehemently opposed the application and has contended that one criminal cases for the offence punishable under Section 294, 323 and 506 of the IPC has been registered against the applicant. In view of the aforesaid, he has prayed for dismissal of

the application.

Considering the overall facts and circumstances of the case and without commenting upon the merits of the case, this Court deems it appropriate to allow this application for grant of anticipatory bail. In the event of arrest, the applicant is directed to be released on bail on furnishing a surety bond in the sum of Rs.50,000/- (Rupees Fifty Thousand only) with one surety in the like amount to the satisfaction of Arresting Officer.

The applicant is directed to mark his presence before the concerning Police Station in first week of every month till the charge-sheet has been filed. In case of failure to cooperate, the bail granted by this Court shall stand rejected automatically.

This order will remain operative subject to compliance of the following conditions by the applicant :-

1. The applicant will comply with all the terms and conditions of the bond executed by her;
2. The applicant will cooperate in the investigation/trial, as the case may be;
3. The applicant will not indulge herself in extending inducement, NEUTRAL CITATION NO. 2024:MPHC-JBP:53605

3 MCRC-44618-2024 threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to the Police Officer, as the case may be;

4. The applicant shall not involve in any other offence, in case the applicant indulge in any other criminal case the benefit of bail as extended by this Court shall automatically cancelled.

5. The applicant will not seek unnecessary adjournments during the trial;

6. The applicant will not leave India without previous permission of the trial Court/Investigating Officer, as the case may be.

7. The applicant will inform the concerned S.H.O. of concerned Police Station about her residential address in the said area and it would be the duty of the Public Prosecutor to send E-copy of this order to SHO of concerned police station as well as Superintendent of Police concerned who shall inform the concerned SHO regarding the same.

Application stands allowed.

Certified copy as per rules.

(VISHAL MISHRA) JUDGE THK