

Khemin Bai Sahu vs The State Of Madhya Pradesh on 7 January, 2025

Author: Vishal Dhagat

Bench: Vishal Dhagat

NEUTRAL CITATION NO. 2025:MPHC-JBP:300

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IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
BEFORE
HON'BLE SHRI JUSTICE VISHAL DHAGAT
ON THE 7th OF JANUARY, 2025
MISC. CRIMINAL CASE No. 51564 of 2024
KHEMIN BAI SAHU
Versus
THE STATE OF MADHYA PRADESH
Appearance:
Shri Sanjay Sharma - Advocate for applicant.
Shri Ajeet Rawat - Govt. Advocate for respondent-State.

ORDER

This is first application filed by the applicant under Section 483 of the Bhartiya Nagrik Suraksha Sanhita, 2023 (BNSS) for grant of regular bail relating to FIR No.187/2016 registered at Police Station-Baihar District-Balaghat (M.P.) for the offences under Sections 420, 409, 468, 471, 120-B of IPC & Section 4 of The Prize Chits and Money Circulation Schemes (Banning) Act, 1978 & Section 6 of MP Nikshepakon Ke Hiton Ka Sanrakshan Adhiniyam.

2. Learned counsel appearing for the applicant submitted that applicant is a woman aged about 44 years and is a housewife. She does not have any active role in the Company. Charge-sheet was filed against accused persons. They were tried and later on convicted. Applicant was neither declared absconding nor has any action taken against her by investigating agency. Later on, police has arrested her after conviction of other persons. In these circumstances, applicant may be released on bail.

3. Learned Government Advocate appearing for the State opposed the application for grant of bail. It is submitted that offences are serious in nature.

4. Heard the counsel for the parties.

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5. Applicant is woman aged about 44 years. She was not absconding from law. Investigation is complete and charge-sheet has been filed. Nothing is required to be seized or recovered from the applicant. No purpose will be served in keeping the applicant in jail during completion of trial.

6. Considering the aforesaid facts and circumstances of the case, bail application filed by applicant is allowed. It is directed that the applicant shall be released on bail on furnishing a bail bond of Rs.1,00,000/- (Rupees One Lac Only) with one solvent surety in the like amount to the satisfaction of the trial Court concerned for his regular appearance before Court on all such dates as may be fixed in this regard during pendency of trial.

7. The applicant shall also abide by the following conditions of Section 480(3) B.N.S.S. as under:-

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter;

(b) that such person shall not commit any offence similar to the offence of which he is accused, or suspected of the commission of which he is suspected and;

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

8. C.C. as per rules (VISHAL DHAGAT) JUDGE nd