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**IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR**

**BEFORE
HON'BLE SHRI JUSTICE SANJAY DWIVEDI**

ON THE 5th OF AUGUST, 2022

MISC. CRIMINAL CASE No. 36164 of 2022

Between:-

**VINAY KUMAR YADAV S/O ASHOK KUMAR
YADAV, AGED ABOUT 29 YEARS, OCCUPATION:
LABOR, R/O VILLAGE TIRAHJI JALOUN BARDA
(UTTAR PRADESH)**

.....APPLICANT

(BY MR. ADITYA VYAS, ADVOCATE)

AND

**THE STATE OF MADHYA PRADESH THROUGH
P.S. BAIHAR BALAGHAT (MADHYA PRADESH)**

.....RESPONDENT

(BY MR. PIYUSH JAIN, GOVERNMENT ADVOCATE)

.....
*This application coming on for hearing this day, the court passed the
following:*

ORDER

This is the first application filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail.

The applicant is apprehending his arrest in Crime No.333/2021 registered at Police Station Baihar, District Balaghat, for the offence punishable under Section 420 of the Indian Penal Code and Sections 66-C, 66-D of the Information Technology Act, 2000.

Learned counsel for the applicant submits that for settling dispute between the parties, an application for compromise has already been moved before the trial Court which is under pending consideration. He also submits

that facing the similar allegations, the other co-accused persons have already been granted the regular bail by the Court. On these submissions, he prays that the applicant may be granted the benefit of anticipatory bail.

On the other hand, learned Government Advocate has opposed the prayer of anticipatory bail.

Considering the arguments advanced by learned counsel for the parties, instead of granting the benefit of anticipatory bail to the applicant, I am disposing of this application directing the applicant to appear before the trial Court and move an application for regular bail which shall be considered by the trial Court possibly on the same day taking note of the fact that other co-accused persons have already been enlarged on regular bail and also the fact that parties for settling their dispute have already moved an application for compromise which is under pending consideration.

Without commenting anything on the merits of the case, this application is **disposed of**.

Certified copy as per rules.

(SANJAY DWIVEDI)
JUDGE