

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C. (A) No. 1156 of 2022**

Ramakant Verma, S/o Rewaram Verma, aged about 45 years, R/o 552, Kanhaiyapur, Kasaridih, Durg, District Durg (C.G.)

---- Applicant

Versus

State of Chhattisgarh, Through : The District Magistrate, Durg, District Durg (C.G.)

----Non-applicant

For Applicant	:	Mr. Amiyakant Tiwari, Adv.
For Non-applicant	:	Mr. Anil Tripathi, Panel Lawyer.

Hon'ble Mr. Justice N.K. Chandravanshi

Order On Board

30-09-2022

Heard.

1. The applicant has filed this application for grant of anticipatory bail as he is apprehending his arrest in connection with Crime No. 470/2022 registered at police station Padmanabhpur, P.S. Durg, District Durg (C.G.) for the offence punishable under Section 67(B) of the Information Technology Act, 2000.
2. Case of the prosecution, in brief, is that based on information received from National Crime Records Bureau (NCRB) and concerned Superintendent of Police, present crime was registered against the applicant alleging therein that he uploaded obscene photographs & videos of children in his instagram. Based on above facts, present crime was registered against the applicant, which is under investigation.
3. Learned counsel appearing for the applicant would submit that the applicant has been falsely implicated in the crime in question as he has

not committed the alleged crime. It is submitted that neither applicant has uploaded such type of obscene photographs & videos nor he has made it viral through his mobile, and the offence registered against the applicant is not so grievous in nature. It is further submitted that applicant is regular employee of CSPDCL and posted as Line Attendant grade-I at Baghera and if he will be arrested, then his service carrier would be adversely affected and, therefore, the applicant may be extended benefit of anticipatory bail.

4. On the other hand, learned counsel for the State vehemently opposes the submissions made by counsel for the applicant.

5. Considered the submissions made by counsel for the parties and perused the case diary and other material available on record.

6. Having heard learned counsel for the parties, having regard to the facts of the case, nature & gravity of the offence, and particularly considering the fact that the applicant is regular employee of CSPDCL and arrest of the applicant may adversely affect his service; I am of the view that it is a fit case to grant anticipatory bail to the applicant. Accordingly, the application is allowed. It is directed that in the event of arrest, the applicant shall be released on anticipatory bail on his furnishing a bond in the sum of ₹ 50,000/- with one surety for the like sum to the satisfaction of the officer/Court arresting him and he shall abide by all the following terms and conditions:

(i) that the accused/applicant shall cooperate with the investigation and make himself available for interrogation before the concerned Investigating Officer as and when required.

(ii) that the accused/applicant 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/her from disclosing such facts to the Court or to any police officer;

(iii) that the accused/applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

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

Certified copy, as per rules.

Sd/-

(N.K.Chandravanshi)
Judge

D/-

