

(2022) 02 MP CK 0060

In the Madhya Pradesh High Court

Case No : Miscellaneous Criminal Case No.6607 Of 2022

Sandeep @ Dhaniram S/O Munnalal Mehtar @ Malhete

APPELLANT

Vs

State Of Madhya Pradesh

RESPONDENT

Date of Decision : 08-02-2022

Acts Referred:

Code Of Criminal Procedure, 1973 — Section 439

Immoral Traffic (Prevention) Act, 1956 — Section 3, 4, 5

Citation : (2022) 02 MP CK 0060

Hon'ble Judges : Rajeev Kumar Dubey, J

Bench : Single Bench

Advocate : Paritosh Trivedi, Pradeep Dwivedi

Final Decision : Allowed

Judgement

Rajeev Kumar Dubey, J

This is the first application under Section 439 of Cr.P.C for grant of b ail. Applicant Sandeep @ Dhaniram was arrested on 02/01/2022 in connection

with Crime No.13/2022 registered at Police Station Kotwali, Narsinghpur Distt. Narsinghpur (M.P.) for the offences punishable under Sections 3, 4, 5

of Immoral Traffic Act.

Learned counsel for the applicant submits that the applicant is innocent and has falsely been implicated in the offence. The alleged offences are triable

by Judicial Magistrate First Class. Applicant has been in custody since 02/01/2022. Charge-sheet has been filed and conclusion of trial will take time,

hence it is prayed that the applicant be released on bail.

Learned counsel for the State opposed the prayer.

Looking to the facts and circumstances of the case and the fact that alleged

offences are triable by JMFC, applicant is in custody since 02/01/2022, charge-sheet has been filed and conclusion of trial will take time, without commenting on merits of the case, the application is allowed and it is directed that the applicant be released on bail upon his furnishing personal bond in the sum of Rs.50,000/- (Rs. Fifty Thousand Only) with one surety in the like amount to the satisfaction of the concerned C.J.M/trial Court for his appearance before the concerned Court on all such dates as may be fixed in this behalf by the trial Court during the pendency of trial.

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 him;
 2. The applicant will cooperate in the trial;
 3. The applicant will not indulge himself in extending inducement, threat or promise to any person acquainted with the fact of the case so as to dissuade him from disclosing such facts to the Court or to the Police Officer, as the case may be;
 4. The applicant shall not commit an offence similar to the offence of which he is accused;
 5. The applicant will not seek unnecessary adjournments during the trial; and
 6. The applicant will not leave India without prior permission of the trial Court.
- C.C. on payment of usual charges.