

MCRC-5830-2015
(*SANKAR SINGH LODHI v THE STATE OF MADHYA
PRADESH*)

23-04-2015

Shri S.K.Jain, Advocate for the applicant.

Shri P.Shrotri, Panel Lawyer for the respondent/State.

Heard.

This is third bail application under section 439 of Cr.P.C. on behalf of applicant Shankar Singh Lodhi for an offence under Section 8/21 of the N.D.P.S. Act, in connection with Crime No.705/2014 registered at Police Station Kotwali, District Narsinghpur, M.P. after rejection of first two bail applications as not pressed and dismissed in default respectively.

Learned counsel for the applicant contents that 12 gms. of smack has been recovered as alleged by the prosecution against the applicant. Now, the seizure witnesses have been examined who have not supported the prosecution story. In such circumstances, the seizure itself has been made doubtful. The quantity is non-commercial and the present applicant is in custody since last more than six months. In view of the aforesaid prayer is made to enlarge the applicant on bail.

Learned counsel for the State opposed the prayer and prays that the bail application may be rejected.

On due consideration of the facts and circumstances of the case, this Court deems it proper to grant bail to applicant Shankar Singh Lodhi. He is directed to be released on bail on his furnishing a personal bond in a sum of **Rs.50,000/- (Rupees Fifty Thousand only)** with one solvent surety of like amount to the satisfaction of

JMFC concerned or CJM for his appearance before the trial Court on the dates so fixed by that Court during trial. It is directed that applicant shall comply the provisions of Section 437(3) Cr.P.C.

M.Cr.C. stands disposed of.

Certified copy as per rules.

(J.K. MAHESHWARI)
JUDGE