



HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 1631 of 2021

Ejaz Sarosh Kaleem S/o Late Sarosh Laleem Aged About 33 Years R/o Falat No. 202, 2nd Floor, Nanik Vrindawan Apartment, Om Nagar, Koradi Road, Nagpur, Maharashtra., District : Nagpur, Maharashtra
--- **Applicant**

Versus

State of Chhattisgarh through the Police Station Amanaka, Raipur, District- Raipur, Chhattisgarh.
--- **Respondent**

For the applicant : Mr. Syed Imtiaz Ali, Advocate.
For the State : Mr. Hamida Siddiqui, Dy. A.G.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

24.02.2022

1. Apprehending arrest in connection with Crime No. 98 of 2021 registered at Police Station Amanaka Raipur Distt. Raipur Chhattisgarh for the offences punishable u/ss 420, 467, 468, 471 & 120-B, 409, 469/34 of IPC, the applicant has filed this application u/s 438 of the Code of Criminal Procedure.
2. As per the prosecution case, a current account was opened by one Suhas Harishchand Kale in the name of Vishnua Laxmi Land Developer & Builder in Canara Bank, wherein 6 forged cheques of Bihar State Road Development Corporation Ltd. Patna were deposited and thereby an amount of Rs.3,60,41,000/- was fraudulently withdrawn on the basis of forged cheques. It is alleged that the present applicant was one of the conspirators for preparation of the said cheques so as to facilitate the withdrawal of the amount by the main accused.



3. Learned counsel for the applicant would submit that the entire allegations are on Suhas Chand Kale who deposited the cheques in his account and there is no iota of evidence against the present applicant and only on memorandum statement of other accused, the present applicant has been inculpated.
4. Per contra, learned State counsel opposes the prayer and would submit that as per the statement of peon, the present applicant used to come and his presence was is captured by a CCTV footage and the car in which Suhash Chandra was coming is owned by wife of the present applicant, therefore, his identification would be required.
5. Perused the case diary. Having perused the statement of Vikeshwar Sahu, it appears that the custodial interrogation of the present applicant may be required to investigate the matter. Thus considering the facts situation of the case and gravity of offence I am not inclined to allow this bail application. Accordingly, it is rejected.

Sd/-

**GOUTAM BHADURI
JUDGE**