



**IN THE COURT OF DISTRICT JUDGE-1, & ASJ, GONDIA.**

**SPL. (MCOCA) CASE NO. 41/2022.**  
**(CNR NO.MHGO01000647-2022)**

**State, PSO, Deori -Vs- Ajay Kumar & other.**

**ORDER BELOW EXH. 195.**  
**(Passed on this 18<sup>th</sup> day of July, 2025)**

Seen application.

2. Reply is filed by I.O. vide Exh.217. Learned DGP has filed say vide Exh.218.
3. Applicant/accused No. 12 **Yogesh Mahendra Singh** has claimed regular bail u/s 439 of Cr.PC in connection with Crime No. 249/2020 registered with Deori Police Station for alleged offence punishable under Sec. 393, 341, 342, 365, 323, 120(B), 412 of IPC and Sec. 3(1)(ii), 3(2), 3(4), 3(5) of MCOCA Act.
4. Applicant was arrested on 17/12/2021 and now he is in Magisterial custody. It is to be noted that presently applicant is in custody in connection with another offence and facing trial.

5. This application was heard along with application Exh.156 & 235.

6. Heard learned advocate for the applicant and learned DGP.

7. In a nutshell, it is prosecution's case that, on 26.10.2021 at 7:30 p.m. within the jurisdiction of Deori Police Station, Gondia, informant Arjunsing Natuba Jadeja, aged 35 years, R/o Satalpur, Distt. Patan, Gujarat was coming from Raipur and going to Nagpur in Scorpio vehicle bearing registration No. KA-05/MY-2215. When the informant reached Masulkasa Ghat, 8 to 10 persons stopped his vehicle by surrounding it by three vehicles.

8. Those persons then allegedly assaulted the informant and snatched Rs. 35,000/- from him. On the report of the informant crime No. 249/2021 for the offences punishable under sections 395, 341, 342, 365, 323 of the IPC was registered with Deori Police Station and investigation started on 27.10.2021.

9. During the investigation, it was revealed that Rs. 3,76,00,000/- were kept in the Scorpio vehicle and those were removed from the Scorpio by the accused persons. During investigation some of the accused were arrested on

03.11.2021 and part amount of robbery was recovered from them. On 12.11.2021 two more accused persons were arrested and part of the robbed amount was also recovered from the said accused persons.

10. Upon investigation, the IO came to the conclusion that all the accused had formed Organized Crime Syndicate and that they had committed number of other offences which included murder, kidnapping, extortion, robbery and also offence under Arms Act and other sections of IPC and other Laws. On the report of Police Inspector Singanjude the provisions of MCOG Act were invoked by the Deputy Inspector General of Police, Gadchiroli Range, Camp at Nagpur. Accordingly, charge-sheet is filed against all the accused for the offence punishable under Sec. 395, 341, 342, 365, 323, 120(B), 412 of I.P.C. and 3(1)(ii), 3(2), 3(4), 3(5) of MCOG Act.

11. This application is moved contending that wife of accused is under medical treatment. However, no documents are filed on record to support the said contention.

12. It is to be noted that first bail application of present applicant was rejected on 16/02/2022. It was before filing of charge-sheet.

13. Thereafter, applicant moved another application before my learned predecessor vide Exh.87 after filing of charge-sheet. The said application also rejected on merits thereby observing that applicant is visible in CCTV footage at various points along with the other co-accused persons. Similarly, statement under Sec. 18 of MCOG Act of co-accused persons also implicate the present applicant. CDR location of the present applicant was also found in the vicinity of the spot of incident. It was also observed that immediately after the robbery, applicant had purchased property.

14. Further, it can be seen that applicant has not disclosed the aforesaid facts in the instant application. Further, in view of observations made vide Exh.87, it cannot be said that ground of parity is available to the applicant as is alleged in the application at hand.

15. In that view of the matter, the following order.

**ORDER.**

Application (Exh. 195) is hereby rejected.

Gondia.  
Dated:18.07.2025.

(A. S. Pratinidhi)  
District Judge-1 & ASJ,  
**Gondia.**

Dictated and transcribed on dais computer	:	17/07/2025
Checked by the Judge	:	18/07/2025
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