

**HIGH COURT OF CHHATTISGARH AT BILASPUR****CRMP No. 1431 of 2025**

Jugal Kishore Singh **Versus** State Of Chhattisgarh
Order Sheet

29.04.2025	Heard Mr. Chandresh Shrivastava, learned counsel for the petitioner. Also heard Mr. Malay Jain, learned Panel Lawyer for respondents No. 1 / State. Learned counsel for the petitioners submits that the petitioner in the present crime number have falsely been implicated by the complainant and all the allegations levelled against the petitioner are fake, vague and are an afterthought just to harass petitioner therefore, the said F.I.R. as well as the entire criminal proceeding emanating therefrom against the petitioner are liable to be set aside. The registration of the First Information Report against the petitioner and subsequent filing of charge-sheet has been done without there being any enquiry or investigation with regard to the delay

	where for 30 years petitioner had already served the company. From the perusal of the documents annexed in the petition, it would be crystal clear that the complainant without disclosing the correct fact before the police of Police Station- Bishrampur was successful in getting the FIR registered against the present petitioner and suppressing all the said facts even subsequently the charge-sheet has been filed where even the SECL authorities themselves admitted that they had given employment as per the then practice prevailing. From the plain reading in the FIR and the material brought on record in the chargesheet even, it would be clear that the petitioner had not suppressed any information at the time of appointment on the contrary after disclosure being made the Company had given appointment which in no manner can be termed as cheating. The complainant respondent no.2 was aware that the appointment was given by the company after verifying the entire facts knowingly that the petitioner is not family member of land oustee which makes the allegations made in the FIR & Charge-sheet absurd to the extent that no prudent man
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can ever reach a just conclusion that there is any sufficient ground for proceeding against the petitioner. Reliance is placed in the judgment passed by the Hon'ble Supreme Court in the matter of ***Manoj Kumar Sharma and others v. State Of Chhattisgarh and others, 2016 (9) SCC 1.***

In view of the above, issue notice to the respondent No.2 by ordinary post as well as registered post.

Learned State counsel appears and accepts notice on behalf of respondent No.1, therefore, issuance of notice to it, is dispensed with.

Process Fee be paid within a week only for respondent No.2.

Notice be made returnable in four weeks.

Two weeks' time is granted to the learned State counsel as well as respondent No.2 to file their reply-affidavit and thereafter, two weeks' time is granted to the learned counsel for the petitioner to file rejoinder affidavit.

List the matter thereafter.

Till then, further proceedings against the petitioner, namely, **Jugal Kishore Singh** in Criminal Case No. 2390/2024 in pursuance to the charge-sheet bearing Final Report No.47/2024 dated 18.02.2024 against FIR bearing Crime No. 171/2023 for offence under Sections 420 of the IPC, shall remain stayed, subject to the condition that the petitioner shall co-operate in the investigation.

Sd/-

(Arvind Kumar Verma)
Judge

Sd/-

(Ramesh Sinha)
Chief Justice