

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C. No. 2595 OF 2015**

Ramsing S/o Jethu Nishad, aged about 32 years, R/o Village Senganga,
Thana Nandghat, Distt. Bemetara (C.G.)

---Applicant**Versus**

State of Chhattisgarh, Through Thana Nawagarh, Distt. Bemetara (C.G.)

---Non-applicant

For Applicant	:	Mr. Samir Singh, Advocate.
For-Non-applicant	:	Mr. O.P. Sahu, Govt. Advocate

Hon'ble Shri Justice Sanjay K. Agrawal**Order on Board****06/07/2015**

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 23/2014 (wrongly mentioned as 24/2014 in order sheet), registered at Police Station Nawagarh, Distt. Bemetara (C.G.), for the offence punishable under Sections 302, 201, 120-B/34 of the Indian Penal Code.

2. Case of the prosecution, in brief, is that applicant and two other co-accused murdered Yogendra Sahu in the month of January, 2014 and the dead body/skeleton was found on 22/01/2014.

3. Learned counsel for the applicant would submit that applicant has not committed any offence and has been falsely implicated in the case. He would further submit that 13 witnesses have already been examined and they have not supported the case of the prosecution. He would lastly submit that

applicant is in jail since 22/01/2014 and no useful purpose would be served by keeping him in jail, therefore, he may be released on bail.

4. Learned State counsel would oppose the prayer for grant of bail and submit that only 8 witnesses have to be examined and the evidence of prosecution witnesses is still going on, as such, applicant is not entitled to be released on bail.

5. I have heard learned counsel appearing for the parties and perused the case diary.

6. Taking into consideration the facts and circumstances of the case; and further taking into consideration the nature and gravity of offence; this Court is not inclined to release the applicant on regular bail.

7. Accordingly, bail application filed under Section 439 of the Cr.P.C. is rejected. However, trial Court is directed to conclude the trial as early as possible preferably within three months from the date of receipt and/or production of certified copy of this order.

8. Certified copy as per rules.

Sd/-
(Sanjay K. Agrawal)
JUDGE