

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C. No. 2907 OF 2015**

A. Shrinivas, S/o Venkateshwar Rao, 40 years, R/o Dilmili, P.S. Kodanar, Civil and Revenue District Bastar (C.G.)

---Applicant**Versus**

State of Chhattisgarh, through P.S. Bodhghat, Civil and Revenue District Bastar (C.G.).

---Non-applicant

For Applicant	:	Mr. Keshav Dewangan, Advocate.
For-Non-applicant	:	Mr. Anant Bajpai, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal**Order on Board****29/06/2015**

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. 374/2014, registered at Police Station Bodhghat, District Bastar (C.G.), for the offence punishable under Sections 384, 387 of I.P.C., 66(A) of I.T. Act, Sec. 38, 39(2) Unlawful Activities (Prevention) Act [Sec. 10, 15, 16, 17, 18, 20 & 40 of Unlawful Activities (Prevention) Act, not mentioned in the impugned order] and Sec. 8(2)(3)(5) of C.G. Jan Suraksha Adhiniyam.

2. Case of the prosecution, in brief, is that, present applicant along with three other co-accused persons demanded Rs.3 Crores from PSA Construction Company, Sargipal claiming themselves to be Naxalite and threatened them not to continue with construction.

3. Learned counsel for the applicant would submit that on the basis of

message from one phone, he has been roped in offence in question. He would further submit that he has not committed any offence and there is no evidence to connect him in crime in question. He would lastly submit that charge sheet has been filed and he is in jail since 23/12/2014, therefore, he may be released on bail.

4. Learned State counsel would oppose the prayer for grant of 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; further taking into consideration the nature and gravity of offence; role of the present applicant in crime in question and the material collected by the prosecution against the applicant, 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.

8. Certified copy as per rules.

Sd/-
(Sanjay K. Agrawal)
JUDGE