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HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3587 of 2015

- Prakash Kerketta, S/o Prabhusahai Kerketta, aged about 46 years, R/o Village Jhagarwa, Police Station Batouli, District Sarguja (C.G.), Present R/o. Village Janakpur, P.S. Raghunathnagar, Distt. Balrampur (C.G.)

---- Applicant

Versus

- State Of Chhattisgarh Through: Station House Officer, Police Station : Raghunathpur, District : Balrampur (C.G.)

---- Non-applicant

For Applicant: Mr. R.C. Shukla, Advocate.
For Respondent/State: Mr. Vivek Singhal, Panel Lawyer

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

03/08/2015

Heard.

(1) The accused/applicant has moved this bail application under Section 439 of the Code of Criminal Procedure for releasing him on regular bail during trial in connection with Crime No. 36/2014 registered at Police Station Raghunathpur, District Balrampur for the offence punishable under Sections 376 of the Indian Penal Code & under Section 4 of Protection of Children from Sexual Offence Act, 2012.

(2) Taking into consideration the facts & circumstances of the case and the manner in which applicant is said to have committed sexual intercourse with the prosecutrix, who is said to be minor girl, aged 7 years, on the date of offence, which is duly supported by medical evidence; I am not inclined to release the applicant on bail. Thus, the bail application is rejected.

Sd/-

(Sanjay K. Agrawal)
Judge

D/-