

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 4531 of 2015**

Saul William, Aged about 47 years, S/o. Jhon William, R/o:-
village – Bishrampur, P.S. - Simga, District – Baloda-Bazar-
Bhatapara (C.G.)

---- Applicant**Versus**

State Of Chhattisgarh Through Simga, District Baloda
Bazar, Bhatapara (C.G.)

---- Non-applicant

For Applicant: Mr. Hemant Gupta, Advocate.
For Respondent/State: Mr. Vivek Singhal, Panel Lawyer

Hon'ble Shri Justice Sanjay K. Agrawal**Order On Board****02/09/2015**

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.138/2015 registered at Police Station Simga, Baloda Bazar, Bhatapara for the offence punishable under Sections 429 of Indian Penal Code (bailable) & Sections 4,5,10 & 11 of CG Agricultural Cattle Preservation Act, 2004.

(2) Case of the prosecution, in brief, is that applicant is alleged to have killed a schedule agricultural cattle and possessed the beef for the purpose of sale.

(3) Counsel for the applicant submits that applicant has been falsely implicated in the offence in question as he has not committed any offence. He further submits that applicant is in jail since 28.07.2015 and the charge sheet is yet to be filed but substantial investigation has already been made and, therefore, the applicant may be released on bail.

(4) On the other hand, counsel for the State opposes the bail application.

(5) Taking into consideration the facts & circumstances of the case, further considering the role of the present applicant in the crime in question and the facts that applicant is in jail since 28.07.2015; and the substantial investigation has already been made; this court is of the view that it is a fit case to release the applicant on bail. Accordingly, the application is allowed.

(6) Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

Certified copy as per rules.

Sd/-
(Sanjay K. Agrawal)
Judge

D/-