

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

M.CR.C. No. 6868 of 2015

1. Smt. Suman Tandi, W/o. Uttam Tandi, aged 20 years, R/o. Vishvakarma Chouck, Badhai-para, Azad Chouck, P.S. - Azad Chowk, Civil and Revenue District – Raipur (C.G.)

----Applicant

Versus

1. State Of Chhattisgarh, Through : P.S. - Azad Chouck, District – Raipur (C.G.)

---- Respondent

For Applicant	: Mr. Devershi Thakur, Advocate
For Respondent/State	: Mr. S.R.J. Jaiswal, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

14/12/2015

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.107/2015, registered at Police Station – Azad Chouck, District – Raipur (C.G.) for the offence punishable under Section 454, 380 of Indian Penal Code.
2. Case of the prosecution, in brief, is that a theft was committed by the applicant alongwith other co-accused of gold ornaments in the house of one Rajesh Asrani on 06.06.2015 as she was working as maid in the house. Subsequently on report being made, recovery of goods were made from the applicant.
3. Learned counsel for the applicant would submit that the applicant has been falsely implicated in this case. He would further submit that other co-accused persons have been enlarged on bail. He would further submit that the applicant is in jail since 09.06.2015 and there is no

progress in trial, therefore, the counsel prays that the applicant may be enlarged on bail.

4. On the other hand, learned counsel for the State opposes the bail application.
5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Having regard to the facts and circumstances of the case and taking into consideration the nature and gravity of offence, further considering the fact that charge sheet in this case has been filed and considering the detention of the applicant as she is in jail since 09.06.2015, this Court is of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.
7. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.
8. It is directed that applicant shall be released on bail on her furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for her appearance as and when directed.
9. Certified copy as per rules.

Sd/-
(Goutam Bhaduri)
Judge