

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****M. Cr. C. No. 5024 OF 2015**

Amit Keshri, Aged about 30 years, S/o Heera Lal Keshri, cast Kesharwani,  
R/o Village Namnakala, Ambikapur, P.S. Gandhi Nagar, Thasil Ambikapur,  
District Sarguja, C.G.

**---Applicant****Versus**

State of Chhattisgarh Through S.H.O. Mahila Thana, District Sarguja, C.G.

**---Non-applicant**


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| For Applicant     | : | Mr. Hemant Gupta, Advocate |
| For Non-applicant | : | Mr. S.R.J. Jaiswal, P.L.   |

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**Hon'ble Shri Justice Sanjay K. Agrawal****Order on Board****23/09/2015**

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. 01/11, registered at Police Station Mahila Thana, District Sarguja, C.G., for the offence punishable under Section 498-A of I.P.C.

2. Case of the prosecution, in brief, is that, present applicant treated his wife from 02/12/2010 to 01/10/2011 with cruelty and also demanded dowry and thereby committed aforesaid offence.

3. Learned counsel for the applicant would submit that applicant has not committed any offence and has been falsely implicated in offence in question which is apparent from the statements of complainant and two other witnesses. He would further submit that three witnesses have already been examined and relationship now cordial. He would lastly submit that applicant

is in jail since 12/08/2015 therefore, he may be released on bail.

4. On the other hand, learned counsel for the State would oppose the bail application.

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; pretrial detention of the applicant and statements of complainant and her mother and brother, this Court is of the opinion that present is the 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 furnishing a personal bond in the sum of **Rs.25,000/-** with one surety in the like sum to the satisfaction of the trial Court, for his appearance as and when directed.

9. Certified copy as per rules.

Sd/-  
(Sanjay K. Agrawal)  
JUDGE