

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C.No.1667 of 2016**

Ashesh Nayaran S/o Shri Ramnarayan Gupta, Aged about 32 years,
(Teacher) Jawahar Navodya Vidyalaya Sukma, R/o Dildar Nagar, P.O.-
Dildar Nagar, Distt.Gujipur (U.P.)

---Applicant**Versus**

State of Chhattisgarh Through P.S. Sukma, District-Sukma (CG)

---Non-applicant

For Applicant	:	Mr. P.R.Patankar, Advocate
For Non-applicant	:	Mr. Ajit Singh, Panel Lawyer

Hon'ble Shri Justice Sanjay K. Agrawal**Order on Board****17/03/2016**

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.111/2015, registered at Police Station-Sukma, District-Sukma (CG), for the offence punishable under Section 354 of the IPC and Sections 5 & 6 of the POSCO Act.

2. Case of the prosecution, in brief, is that on 26.9.2015 the applicant outraged the modesty of minor victim and thereby committed the offence.

3. Learned counsel for the applicant would submit that the applicant has not committed any offence and he has falsely been implicated in crime in question. He would further submit that there is delay of 17 days in lodging the F.I.R., charge-sheet is not filed as yet and investigation has almost been completed.

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 & circumstances of the case, nature & gravity of the offence, role of the present applicant, his pre-trial detention and extent of delay in lodging the F.I.R., 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 the applicant shall be released on bail on his 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 his appearance as and when directed.

Sd/-

(Sanjay K. Agrawal)
JUDGE

B/-