

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M. Cr. C. No. 1834 OF 2016**

Malikram son of Bhagwani Sahu aged about 41 years
resident of Mohtarai Police Station Ratanpur District Bilaspur
C.G.

---Applicant**Versus**

State of Chhattisgarh, Through Station House Officer Police
Station Ratanpur District Bilaspur C.G.

---Non-applicant

For Applicant	:	Mr. Suryakant Mishra, Advocate
For Non-applicant	:	Ms. Astha Shukla, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal**Order on Board****06/04/2016**

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. 31/2016, registered at Police Station Ratanpur, District Bilaspur (C.G.), for the offence punishable under Sections 456, 354 of the I.P.C.

2. Case of the prosecution, in brief, is that, on

28/01/2016 applicant entered into the house of victim and outraged her modesty 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 this case. He would further submit that no purpose would be served by keeping him in jail. He would lastly submit that charge sheet has been filed and applicant is in jail since 28/01/2016, 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; role of the applicant; charge sheet has already been filed and pretrial detention of the applicant, 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 concerned trial Court, for his appearance as and when directed.

9. Certified copy as per rules.

Sd/-

(Sanjay K. Agrawal)
Judge