

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C.No.2064 of 2016**

Khemchand Goyal, S/o Chunni Lal, aged about 48 years, Resident of
G.E. Road, Bhilai-3, Tahsil and District Durg (CG)

---Applicant

Versus

State of Chhattisgarh Through: Station House Officer, Police Station –
Purani Bhilai, Civil and Revenue District-Durg (CG)

---Non-applicant

For Applicant	:	Ms Sunita Jain, Advocate
For Non-applicant	:	Mr. Ajit Singh, Panel Lawyer

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

18/04/2016

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.124/2016, registered at Police Station-Purani Bhilai, District-Durg (CG), for the offence punishable under Section 354 of the IPC.

2. Case of the prosecution, in brief, is that on 29.2.2016 the applicant outraged the modesty of the 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 the applicant is in jail since 1.3.2016 and charge-sheet has already been filed, 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 & circumstances of the case, nature & gravity of the offence, role of the present applicant and the fact that charge-sheet has already been filed, 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/-