

HIGH COURT OF CHHATTISGARH, BILASPURMisc. Criminal Case No.1436 of 2016

Bir Singh, S/o Shri Mandhari, aged about 19 years, R/o Village Navgai, Police Station Raghunathnagar, District Balrampur (C.G.)
Civil Distt. Sarguja (C.G.)

---- Applicant

Versus

State of Chhattisgarh, Through Station House Officer, Police Station Basantpur, District Balrampur (C.G.)

---- Non-applicant

For Applicant:	Mr. Arun Kumar Shukla, Advocate.
For Non-applicant:	Mr. Aditya Sharma, Panel Lawyer.

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

15/03/2016

1. The accused/applicant has moved this bail application under Section 439 of the Code of Criminal Procedure, 1973 for releasing him on regular bail during trial in connection with Crime No.127/2015, registered at Police Station Basantpur, Distt. Balrampur, for the offence punishable under Sections 354, 323 and 452 of the IPC.
2. Case of the prosecution, in brief, is that on 7-12-2015, the applicant entered into the house of the victim and outraged her modesty and thereby committed the offence.
3. Learned counsel for the applicant would submit that the applicant has not committed any offence and he has been falsely implicated in the case. The applicant is in jail since 9-12-2015 and charge-sheet has been filed.
4. On the other hand, learned State counsel would oppose the application.

5. I have heard learned counsel for the parties and gone through the case diary.
6. Taking into consideration the nature and gravity of offence, facts and circumstances of the case, role of the applicant, his pretrial detention and charge-sheet has already been filed, I am of the view that it is a fit case to grant regular bail to the applicant. Accordingly, the application is allowed.
7. It is, therefore, directed that the applicant 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 Court for his appearance as and when directed.

Sd/-
(Sanjay K. Agrawal)
Judge

Soma