

HIGH COURT OF CHHATTISGARH, BILASPURMisc. Criminal Case No.1719 of 2016

1. Monu, S/o Shyamlal Yadav, aged about 19 years, Student BA-I Year
2. Tonu @ Toman, S/o Shyamlal, aged about 20 years, Student Class 12th

Both are R/o Village Kurmipara, Bemetara, Civil and Revenue District Bemetara (C.G.)

---- Applicants

Versus

The State of Chhattisgarh, Through Police Station Bemetara, District Bemetara (C.G.)

---- Non-applicant

For Applicants:	Mr. P.P. Sahu, Advocate.
For Non-applicant:	Mr. Suvigya Awasthi, Panel Lawyer.

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

17/03/2016

1. The accused/applicants have moved this bail application under Section 439 of the Code of Criminal Procedure, 1973 for releasing them on regular bail during trial in connection with Crime No.734/2015, registered at Police Station Bemetara, Distt. Bemetara, for the offence punishable under Sections 294, 506B, 323, 307 and 147 read with Section 149 of the IPC.
2. Case of the prosecution, in brief, is that on 22-11-2015, the applicants and two other co-accused persons assaulted Pappu Mishra and Sunil Pandey by which they have suffered grievous injuries which were sufficient to cause death.
3. Learned counsel for the applicants submits that the applicants have not committed any offence and they have been falsely implicated in the offence in question. The victims were in drunken condition. The

applicants are in jail since 29-11-2015 and charge-sheet has been filed.

4. On the other hand, learned State counsel opposes the application.
5. I have heard learned counsel for the parties and perused the case diary.
6. Taking into consideration the nature and gravity of offence, facts and circumstances of the case, nature of injuries, pretrial detention of the applicants and charge-sheet has been filed, I am of the view that it is a fit case to enlarge the applicants on regular bail. Accordingly, the application is allowed.
7. It is, therefore, directed that the applicants be released on bail on their furnishing a personal bond in the sum of Rs.25,000/- each with one surety in the like sum to the satisfaction of the concerned Court for their appearance as and when directed.

Sd/-
(Sanjay K. Agrawal)
Judge