HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 6099 of 2016

Maansai @ Maan Singh, S/o. Dharamsai Pando, Aged About 40 Years, Caste Pando, R/o. Village Angbahi, Police Station & Tahsil Sonhat, Civil & Revenue District Korea, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh, Through Station House Officer, Police Station Podi, District Korea, Chhattisgarh.

---- Respondent

For Applicant : Mr. Shakti Raj Sinha, Advocate

For Respondent : Mr. Vivek Singhal, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

04.10.2016

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the applicant who has been arrested in connection with Crime No.174/2015 registered at Police Station- Podi, District Korea (C.G.) for the offence punishable under Section 147, 148, 149, 353, 186, 294, 506 of Indian Penal Code.

2. As per the prosecution case, on 25.11.2015 few of the villagers while were cutting wood for their fuel, it was intercepted by few of the Forest Ranger and when the interception was made, the applicant attacked them and also given a bite and assault to the Range Officer for which a report was made by Rajendra Singh Paraste, the Forest Guard.

3. Learned counsel for the applicant would submit that the applicant has been falsely implicated and false allegations have been attributed. He further submits that the applicants were cutting the wood which was objected by the complainant without any rhyme

and reason, therefore, some altercation took place and false report has been made. He further submits that the charge sheet has been filed and no further investigation is necessary, therefore, the applicant may be released on bail.

4. Per contra, learned State counsel opposes the prayer for grant of bail.

5. Perused the case diary and the documents. Considering the facts and circumstances of the case and the fact that the charge sheet has been filed and no further investigation is required, I am inclined to release the applicant on bail.

6. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.

7. 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/-
(Goutam Bhaduri)
Judge

Ashok