

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7420 of 2016

- Ravi @ Ravishanker Sonkar S/o Shri Ramji Sonkar Aged About 24 Years R/o Ward No. 2, Killapara, Simga, Police Station Simga, District Baloda Bazar Bhatapara, Chhattisgarh.

---- **Petitioner**

Versus

- State Of Chhattisgarh Through Station House Officer, Police Of Police Station Simga, District Baloda Bazar- Bhatapara, Chhattisgarh.

---- **Respondent**

For Applicant : Mr. Anil Gulati, Advocate

For Respondent/State : Mr. Neeraj Jain, Govt. Advocate.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

24-11-2016

1. This is the bail application filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the applicant who has been arrested on 6-9-2016 in connection with Crime No. 244 of 2016 registered at Police Station Simga, District Baloda Bazar-Bhatapara (CG) for the offence punishable under Section 307 of the IPC.
2. As per the prosecution case, on 5-9-2016 a dispute took place between two persons and when the present applicant and Ku. Bharti Sonkar were quarreling, injured Ajay Sonkar tried to pacify, at that time the applicant became enraged and assaulted him by way of sharp object causing severe injury which was sufficient to take away the life.
3. Learned counsel appearing for the applicant would submit that there was no quarrel in between the applicant and injured and the injured was discharged from the hospital on the next day of his admission. He would further submit that the charge-sheet has been filed in this case, the applicant is in

jail since 6-9-2016 and no further investigation is necessary, therefore, he may be released on bail

4. Per contra, learned State counsel opposes the bail application.
5. I have heard learned counsel for the parties and perused the case diary and other documents.
6. Perused the injury report and the statement of injured and also the statements of eye-witnesses which would show that as many as six lacerated wounds appear to have been caused.
7. Taking into consideration the facts and circumstances of the case, nature of injuries sustained by the injured and further considering the medical report of the injured and statements of the injured and eye-witnesses, I am not inclined to release the applicant on bail.
8. Accordingly, the bail application filed by the applicant under Section 439 of the Cr.P.C, is liable to be and is hereby dismissed.

Sd/-
(Goutam Bhaduri)
Judge

Raju