

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7891 of 2016

- Petra Ram @ Vidhyadhar Ram S/o Dhiran Ram Aged About 25 Years
R/o Village Tuba, Thana - Farsabahar, District - Jashpur,
Chhattisgarh Civil & Revenue District Jashpur District Jashpur
Chhattisgarh --- **Applicant**

Versus

- State of Chhattisgarh Through : Station House Officer, Police Station
Tapkara, District - Jashpur Chhattisgarh --- **Respondent**

For the applicant	:	Mr. Manoj Chauhan, Advocate
For the Respondent	:	Mr. Sunita Jain, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

14.12.2016

1. This is first bail application filed under Section 439 of the Code of Criminal Procedure seeking grant of regular bail to the applicant in connection with Crime No.90/2016 registered at P.S. Tapkra, Distt. Jashpur (C.G) for the offence punishable under Sections 363 & 370 IPC.
2. As per the prosecution case, a report was lodged by one Asaru Ram Suren that his son Premchand is missing. On enquiry it was revealed that the present applicant was taking the son of complainant Premchand along-with others to get them employed in boring machine works at Karnataka. On the way they were apprehended when they were waiting at the bus-stand.
3. Learned counsel for the applicant would submit that the applicant has been falsely implicated and the seizure was not made from the present applicant, however, when they were waiting at the bus stand, they were apprehended. He further

submits that the charge sheet has been filed; no further investigation is necessary and the applicant is in jail since 03.09.2016, therefore, he may be enlarged on bail.

4. Per contra, learned State Counsel opposes the bail.
5. Perused the case diary and the statement of witnesses.
6. Taking into consideration the statements of witnesses and the nature of allegations levelled against the applicant as also the facts that the charge sheet has been filed; no further investigation is necessary and the applicant is in jail since 13.09.2016, I am inclined to allow this bail application.
7. Accordingly, the bail application is allowed and the applicant is directed to be released on bail on executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court. He shall also appear before the trial Court as and when directed by the said Court till disposal of the trial.

C.c. as per rules.

Sd/-

**GOUTAM BHADURI
JUDGE**