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HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No.6170 of 2017

- Ajay Singh @ Dablu Singh S/o Rajendar Singh Rajput, Aged About 43 Years R/o Village Dadara, Police Station Khanpur, District Gajipur (U. P.), Presently Residing At Subhash Chowk, Bendri Road, Darla, House Of Laxmi Sao, Police Station Urla, District Raipur Chhattisgarh.

---- Petitioner

Versus

- State Of Chhattisgarh Through The Police Station Urla, District Raipur Chhattisgarh.

--- Respondent

For Petitioner: Shri H. S. Patel, under instructions from Shri M. K. Bhaduri, Adv.
For Respondent/State: Shri Satish Gupta, GA

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

28/11/2017

Heard.

2. The applicant has moved this application under Section 439 of the Cr.P.C. for grant of regular bail in connection with Crime No.176/2017 registered at Police Station Urla, District Raipur for the offence punishable under Section 376, 450 of IPC and Section 4 & 6 of Protection of Children from Sexual Offences Act, 2012.

3. Case of the prosecution is that the applicant committed rape on the prosecutrix, who is stated to be minor.

4. Learned State counsel submitted that the statement recorded under Section 164 of Cr.P.C. of the prosecutrix, case diary statement and FIR would clearly show that rape was committed on the prosecutrix by the applicant.

5. Taking into consideration the submission of learned State counsel, particularly taking into consideration the nature and gravity of allegation, I am not inclined to grant bail to the applicant.

6. Accordingly, the application is rejected.

SD/-

(**Manindra Mohan Shrivastava)**

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