

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 142 of 2017

- Rohit Kumar Nag S/o Shri Budhram Nag Aged About 37 Years
R/o Gram Thenhi, Police Station Mechka District Dhamtari,
Chhattisgarh. --- **Petitioner**

Versus

- State of Chhattisgarh through the Police Station Manipur
Gariyaband, Chhattisgarh. --- **Respondent**

For the applicant	:	Mr. Anjineesh Shukla, Advocate
For the Respondent	:	Mr. U.K.S. Chandel, Panel Lawyer.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

23.01.2017

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. 117/2016 registered at P.S. Mainpur, Gariyabandh (C.G) for the offence punishable under Sections 147, 148, 149, 307 of IPC and Sections 25 and 27 of the Arms Act, 1959 and Sections 16, 23, 40 of the Unlawful Activities (Prevention) Act, 1967.
2. As per the prosecution case, the Police Party during search operation went from Mainpur to Supadongri where they were attacked by outlawed people of Naxalite organisation and exchange of firing took place between the police and Naxalites. Subsequently one of the Naxalites fled away and the Naxali uniform diary were recovered and during investigation, on memorandum the present applicant was arrested and the applicant was found to be helping the Naxalites. It is alleged that he was running a Beetel shop and an amount of Rs.1,00,000/- was recovered from the Beetel

shop and further Rs.3 lakhs was recovered from his house which was given to him for exchange.

3. Learned counsel for the applicant would submit that the applicant has been falsely implicated in this case and he is in jail since 09.12.2016, therefore, he may be enlarged on bail.
4. Per contra, learned State Counsel opposes the bail.
5. Perused the case diary and the documents. Taking into the nature of evidence available against the present applicant, I am not inclined to allow this bail application. Accordingly, it is rejected.

Sd/-

**GOUTAM BHADURI
JUDGE**