

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Misc. Criminal Case (A) No.179 of 2017**

1. Kamlesh Kumar Koram S/o Shiyaram Koram, Aged About 25 Years R/o Patelpara, Bandarvandi, Police Station Pharasgaon, District Kondagaon Chhattigarh
2. Sunil Kumar Fardiya, S/o Jogendra Prasad Fardiya, Aged About 23 Years R/o Bargawa, Hatkondal, Tehsil Durgkondal, District Utter Baster Kanker Chhattisgarh

---- Applicants

Versus

- State Of Chhattisgarh Through : Police Station Pharasgaon, District - Kondagaon, Chhattisgarh

---- Respondent

For Applicant	: Shri Vishnu Koshta, Advocate
For Respondent/State	: Shri Neeraj Jain, Govt. Advocate

Hon'ble Shri Justice Chandra Bhushan Bajpai**Order On Board****27.4.2017**

Heard.

2. The applicant has preferred this application under Section 438 of the Code of Criminal Procedure, 1973 (for short 'the Code') for grant of anticipatory bail as he apprehends his arrest in connection with Crime No.08/11, registered in Police Station Pharasgaon, Distt. Kondagaon (CG) for the offence punishable under Sections 147, 148, 149 of IPC and Section 4 of Prevention of Damage to Public Property Act, 1984.

3. Learned counsel for the applicant submits that the applicant intends to surrender before the trial Court i.e. Chief Judicial Magistrate, Kondagaon where Criminal Case No.109/12 is

pending and also intends to file application under Section 437 of the Code. Hence, the present application may be disposed of as withdrawn directing the trial Court to dispose of the application under Section 437 of the Code on the same day, if possible.

4. As prayed, the instant application is disposed of as withdrawn without any appreciation on its merits. In case the applicant surrender before the trial Court in Criminal Case No.109/12 and files application under Section 437 of the Code, the Chief Judicial Magistrate, Kondagaon is directed to dispose of the said application under Section 437 of the Code on the same day, if possible.

Certified copy as per rules.

Sd/-
(Chandra Bhushan Bajpai)
JUDGE