

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3894 of 2017

- Ritesh @ Monu Chandrawanshi S/o Shri Hemlal Chandrawanshi Aged About 23 Years R/o Village- Tarri, Police Station- Nawapara, Tahsil- Abhanpur, Civil And Revenue District- Raipur, Chhattisgarh.

---- Petitioner

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station- Nawapara, District Raipur, Chhattisgarh.

---- Respondent

For Applicant
For Respondent-State

Shri Dharmesh Shrivastava, Advocate
Shri Sangharsn Pandey, Dy. GA

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

22/11/2017

1. The applicant has preferred this bail application under Section 439 of Cr.P.C., as he has been arrested in connection with Crime No.43/2017, registered at Police Station Nawapara, District Raipur for the offence punishable under Sections 363, 366, 376 of IPC and Section 6 of Protection of Children from Sexual Offences Act, 2012.
2. Considering the fact that as per the birth certificate available in the case diary, the prosecutrix was less than 18 years of age on the date when first forcible sexual intercourse took place between the applicant and the prosecutrix, on promise to marry, no case

for releasing the applicant on bail is made out at this stage. Accordingly, the bail application is rejected. However, the applicant would be at liberty to repeat the prayer for bail after examination of the prosecutrix.

Sd/-

Judge

Prashant Kumar Mishra

Nirala