

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5571 of 2017

Lalit Banjare S/o Budhe Lal Banjare, Aged About 20 Years R/o Near Reliance Tower, Fouji Nagar, Housing Board, Thana Jamul, Tahsil Civil And Revenue District Durg Chhattisgarh. --- **Petitioner**

Versus

State of Chhattisgarh through the District Magistrate, Durg, Chhattisgarh. --- **Respondent**

For the applicant	:	Mr. Vikram Sharma, Advocate
For the Respondent	:	Mr. Dhiraj Wankhede, Dy.Govt. Adv.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

29.11.2017

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. 344 of 2017 registered at Police Station Jamul, Distt. Durg (C.G) for the offences punishable u/ss 436, 327, 294, 323 & 506 of IPC.
2. As per the prosecution case, on 27.06.2017, the complainant who is mother of the applicant demanded money to consume liquor and the money having not been given, he assaulted his mother and set on fire certain household articles thereby the offence has been committed.
3. Learned counsel for the applicant would submit that on trivial family dispute, the incident took place; the mother of applicant has filed an affidavit wherein she has stated that her son may be released, therefore, the applicant may be enlarged on bail.
4. On the other hand, learned State Counsel opposes the bail application. However, he is not able to dispute the fact that

the mother has filed affidavit to release the applicant.

5. Considering the fact that the mother has sworn the affidavit in support of release of the applicant, charge sheet has been filed; no further investigation is necessary and looking to the period of custody of the applicant as he is stated be in jail since 27.06.2017, I am inclined to allow this bail application.
6. Accordingly, this application is allowed and the applicant is directed to be released on bail on his 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 for his appearance before the said Court as and when directed.

C.c. as per rules.

**Sd/-
GOUTAM BHADURI
JUDGE**