

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 6973 of 2017

- Rajesh Chouhan S/o Dorilal Chouhan Prasad Bareth Aged About 28 Years R/o Village Naresh Nagar, Sarangarh Police Station & Tahsil Sarangarh, Civil And Revenue District Raigarh Chhattisgarh

---- Petitioner

Versus

- State Of Chhattisgarh Through The Station House Officer, Police Station Dabhra, Civil And Revenue District Janjgir Champa Chhattisgarh

---- Respondent

For Applicant
For Respondent-State

Shri K. K. Patel, Advocate
Shri Rajendra Tripathi, PL

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

14/12/2017

1. The applicant has preferred this bail application under Section 439 of CrPC, as he has been arrested in connection with Crime No.23/2017, registered at Police Station Dabhra, District Janjgir-Champa (C.G.) for the offence punishable under Section 376 of IPC.
2. The applicant has allegedly committed forcible sexual intercourse with the prosecutrix, aged about 30 years, on promise to marry, and the said relation continued for about 8 years.

3. Learned State counsel would read over her statement under Section 161 CrPC, whereas learned counsel for the applicant would read over the deposition of the prosecutrix recorded before the trial Court.
4. Considering the entire facts situation of the case, particularly the deposition of the prosecutrix, this Court is inclined to release the applicant on bail. Accordingly, the bail application is allowed. The applicant is directed to be released on bail on his executing a personal bond for a sum of Rs.25,000/- with one surety for the like amount to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given by the said Court.

Sd/-

Judge
Prashant Kumar Mishra

Nirala