

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 1387 of 2016

1. Lekhram Sahu S/o Mishri Lal Sahu, age 32 years, R/o Village Charra, Police Station Kurud, Tahsil & District Dhamtari, Chhattisgarh.

---- Applicant

Versus

1. State of Chhattisgarh, through the Police Station Kurud, District Dhamtari, Chhattisgarh.

---- Non-applicant

For Applicant – Shri Ritesh Verma, Advocate.

For Non-applicant/State – Shri Vinod Tekam, Panel Lawyer.

Hon'ble Shri Justice Chandra Bhushan Bajpai

Order on Board

29-03-2017

1. At the outset, learned counsel for the applicant would submit that as the husband of the prosecutrix, Surendra Sahu had taken loan from the Jai Bajrang Samiti, the applicant is Chairman of said Samiti and loan was granted to the husband of the prosecutrix Rs.3,03,250/- on 07-01-2016 and Rs.2,00,000/- on 23-01-2015 and when they demanded money, the prosecutrix under the pressure of her husband made false complaint against the applicant. The members of the Samiti made complaint to police, but the police had not considered the said complaint. The applicant is innocent, he be granted anticipatory bail in the matter against Crime No.432/2016 under Section 354 of the IPC. The offence is registered by Police Station Kurud, District Dhamtari, C.G. The FIR is delayed by 9 days.

2. Per contra, learned counsel for the non-applicant/State opposed the arguments advanced on behalf of the applicant.

3. Perused the material.

4. There is no any notice as required under the law given to the alleged husband of the prosecutrix or no any civil suit has been filed for the repayment of said loan. As per the complaint made by the prosecutrix, the applicant held

her twice for the offer of wrong act. The matter is being investigated at the initial stage.

5. On due consideration, I am not inclined to grant anticipatory bail to the applicant for the cause on account of material collected. Consequently, the instant MCRCA is disposed of as dismissed.

Sd/-
(Chandra Bhushan Bajpai)
JUDGE