

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 544 of 2018

Sukravijar Singh, aged about 21 years, S/o Chandrabhan Singh, Caste Gond, R/o Village- Kursiapara Belbahra, P.S. Jhagrakhand & Tahsil Manendragarh, Distt. Korla (C.G.).

---- Applicant

Versus

State of Chhattisgarh, through P.S. Jhagrakhand Distt. Korla (C.G.).

---- Respondent

For Appellant	:	Mr. Bharat Lal Dembra, Advocate
For Respondent	:	Mr. Neeraj K. Sharma, Dy. Govt. Advocate

Hon'ble Shri Justice Arvind Singh Chandel

Judgment on Board

22/03/2018

1. Heard.
2. The applicant has preferred first bail application under Section 439 of the Cr.P.C for grant of regular bail as he is arrested in connection with Crime No. 149/2017 registered at Police Station- Jhagrakhand Distt. Korla (C.G.) for the offence punishable under Section 302 of IPC.
3. It is alleged that there was love affair between the accused and deceased- Sumitra. On 18/09/2017, in the night, when the deceased was sleeping in her house then the applicant came and poured kerosene oil upon her and set her on fire, due to which, she sustained burn injuries and died during treatment.

4. Learned counsel appearing on behalf of the applicant submits that the applicant is innocent and the allegations against the present applicant is baseless. He further submits that the name of the applicant has not been mentioned in the FIR since there was a love affair was between them, therefore, he has been falsely implicated in the present case. There is no direct evidence against the present applicant. He prays for releasing the applicant on bail.
5. On the other hand, learned counsel appearing on behalf of the State oppose the bail application and submits that there are sufficient material available on record against the applicant. It is further submitted that the applicant has been seen running from the spot just after the incident by the uncle of the deceased, therefore, he is not entitle for bail.
6. I have heard learned counsel for both the parties.
7. Considering the rival submissions and the material available in the case diary, particularly, the fact that accused was seen running from the spot just after the incident by the uncle of the deceased, I am not inclined to release the applicant on bail.
8. Accordingly, M.Cr.C. No. 544/2018 is rejected.

Sd/-

**Judge
Arvind Singh Chandel**