

**HIGH COURT OF CHHATTISGARH, BILASPUR****M.Cr.C.No.3343 of 2018**

Shivsagar Panika S/o Jagdish Panika, aged about 22 years, R/o Baroul,  
Police Station and District Surajpur (CG)

---Applicant

**Versus**

State of Chhattisgarh Through Station House Officer, Police Station  
Surajpur, District Surajpur (CG)

---Non-Applicant

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|-------------------|---|--------------------------|
| For Applicant     | : | Mr.Anil Gulati, Advocate |
| For Non-Applicant | : | Mr.Ashish Surana, P.L.   |

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**Hon'ble Shri Justice Sanjay K. Agrawal****Order on Board**

**25/06/2018**

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant who has been arrested in connection with Crime No.94/2018, registered at Police Station-Surajpur, District-Surajpur (CG), for the offence punishable under Sections 363 & 366 of the IPC and Section 12 of the Protection of Children from Sexual Offences Act..

2. Case of the prosecution, in brief, is that the the applicant has abducted minor complainant and thereby committed the offence.

3. Learned counsel for the applicant would submit that the applicant has not committed any offence and he has falsely been implicated in crime in question. He would further submit that the applicant is in custody since 12.3.2018 and charge-sheet has been filed.

4. On the other hand, learned counsel for the State would oppose

the bail application.

5. I have heard learned counsel appearing for the parties and perused the case diary.

6. Taking into consideration the facts & circumstances of the case, nature & gravity of the offence, role of the present applicant, his pre-trial detention and the fact that charge-sheet has already been filed, this Court is of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.

7. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.

8. It is directed that the applicant shall be released on bail on his furnishing a personal bond in the sum of **Rs.25,000/-** with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

**Sd/-**

**(Sanjay K. Agrawal)**  
**JUDGE**

B/-