

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 5900 of 2018**

Sajjad S/o Mohd. Mobin, Aged About 22 Years R/o- Rajgangpur,
Tahsil Rajgangpur, District-Sundergarh (Odisha) At Present R/o-
Bidpara, Raigarh, District- Raigarh, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through- G.R.P. Raigarh, District-
Raigarh, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Ashish Gupta, Advocate
For the State	:	Shri Vinod Tekam, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**06/09/2018**

1. This is the first bail application under Section 439 of the CrPC and there is no bail application is pending before any other Court.
2. Perused the case diary provided by the counsel for the State in connection with the Crime No. 43/2017 registered at Police Station GRP, Raigarh, District Raigarh (C.G.) for the offence punishable under Section 379/34 of IPC.
3. Case of the prosecution, in brief is that on 11/11/2017 near about 3 p.m. in Ahmadabad Express applicant stolen one ladies purse belonging to wife of Sumen Mandal, in that purse one mobile and cash of Rs.8000/- were kept.
4. Learned counsel for the applicant submits that applicant is innocent and falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, learned counsel for the State opposes the bail application.

6. Looking to the above mentioned facts and circumstances of the case and as per the statement of the Govt. Advocate there is no antecedents of the applicant, this Court is inclined to give the benefit of Section 439 of the Cr.P.C. to the present applicant.
7. Consequently, the bail application filed under Section 439 of the Cr.P.C., is allowed. It is directed that if the applicant furnishes one solvent surety for a sum of Rs. 30,000/- along with a personal bond in the like sum to the satisfaction of the concerned Court with the condition that he shall appear before the trial Court at 11.00 am as and when directed till trial and he would cooperate during the trial, he shall be released on bail.
8. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
Judge

Kamde