

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 6533 of 2018

- Luckky @ Sonu Sharma And Anr. S/o Balkrishna Sharma Aged About 25 Years R/o- Mani Mohalla Chainpur, Police Station And Tahsil Manendragarh, District- Korea, Chhattisgarh.,
- Sonu Sahu S/o Bhole Prasad Sahu Aged About 19 Years R/o- Village Gadhi Police Station Kotma, District- Anuppur, Madhya Pradesh.

---- Applicants

Versus

- State Of Chhattisgarh Through- Station House Officer, Police Of Police Station- Manendragarh, District- Korea, Chhattisgarh.

---- Respondent

For Applicants	: Shri Anil Gulati, Advocate
For Respondent/State	: Shri Ravindra Agrawal, GA

Hon'ble Smt. Justice Rajani Dubey

Order On Board

28/09/2018

The applicants have filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail as they are in custody in connection with Crime No. 84/2018 registered at police station Manendragarh, District Koriya (CG) for the offence punishable under Sections 457 & 380/34 IPC.

As per prosecution case, report was lodged by the complainant Anil Kumar Upadhyay that on 09.03.2018, some unknown person had committed theft of gold and silver ornaments from his house and on the basis of memorandum statement of the applicants, they have been arrested.

Counsel for the applicants submits that the applicants are innocent and they have been falsely implicated. He submits that the applicants are in jail since 02.04.18 and the trial will take time for final disposal and therefore they may be released on bail.

On the other hand, learned counsel for the State opposes the bail application.

Considering the totality of the facts and circumstances of the case, in particular the nature of allegations against the applicants, I am inclined to release them on bail. Accordingly, their application filed under Section 439 of the Code of Criminal Procedure is allowed.

It is directed that in the event of the applicants' furnishing a personal bond of Rs. 20,000/- with one surety each in the like sum to the satisfaction of the concerned court for their appearance before it as and when directed, they shall be released on bail.

Sd/-
(Rajani Dubey)
Judge