

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 6739 of 2018**

Deepak Chouhan, S/o Shri Bhodit Ram Chouhan, Aged About 24
Years, R/o Village- Kaudiya, Seepat, District : Bilaspur, Chhattisgarh

---- Applicant**Versus**

State of Chhattisgarh, Through Station House Officer, Police
Station- Seepat, District : Bilaspur, Chhattisgarh

---- Respondent

For Applicant. : Shri Rohit Sharma, Advocate.
For Respondent. : Smt. M. Asha, PL

Hon'ble Smt. Justice Rajani Dubey
Order on Board

10/10/2018

1. The applicant has filed this *First bail application* under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is in custody since 04.07.2018 in connection with Crime No.133/2018 registered at Police Station : Seepat, District - Bilaspur (C.G.) for the offence punishable under Section 306 of the IPC.
2. As per the prosecution case, on 10.06.2018, at about 9.00 p.m. the applicant expressed his love to the prosecutrix and when she got angry on him, she used filthy language and then the applicant started beating her. Due to this incident prosecutrix got depressed poured kerosene on her, set herself ablaze and committed suicide. Based on this, the offence was registered against the applicant and he has been arrested on 04.07.2018.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the crime in question. He further submitted that the applicant is in custody since 04.07,.2018, charge-sheet has been filed and trial will take some more time, therefore, he may be released on bail.
4. On the other hand, State counsel opposes the bail application.
5. I have heard learned counsel for the parties and perused the record.
6. Considering the totality of the facts and circumstances of the case and the fact that the applicant is in custody since 04.07.2018, charge-sheet has already been filed, trial will take some more time, this Court is of the opinion that it is a fit case to release the applicant on bail.
7. Accordingly, the application is allowed.
8. It is directed that the applicant shall be released on bail on executing a personal bond for a sum of Rs. 25,000/- with one surety for the like amount to the satisfaction of the Trial Court for his appearance before the Trial Court as and when directed.

Sd/-
(Rajani Dubey)
Judge