

NAFRHIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 6846 of 2018

- Ravi Shankar Singroul S/o Shiromani Singroul Aged About 35 Years R/o Ward No.-13, Chakarbhata Camp, P.S.- Chakarbhata, District- Bilaspur, Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through The Police Station City Chakarbhata, District- Bilaspur, Chhattisgarh.

---- Non-applicant

For Applicant : Mr. P.K. Tulsyan, Advocate.

For Non-applicant : Mr. Satish Gupta, Government Advocate

Hon'ble Shri Justice Sharad Kumar GuptaOrder On Board12.10.2018

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with crime No. 200/2018 registered at Police Station – Chakarbhatha, District - Bilaspur (C.G.) for the offence punishable under Sections 392/34 of the Indian Penal Code.
3. Case of the prosecution, in brief is that complainant Bhagirathi Kaushik is the secretary of the Gram Panchayat Dhamni. On 21.07.2018 he was going to village Dhamni by his motorcycle. At about 3 pm near to the over-bridge the applicant, coaccused Ajay Varma and Shankar

Sharma met him on the way. Coaccused Ajay Varma snatched Rs. 5300/- from him, applicant Ravi Shankar Singroul had caught hold of his hand, coaccused Shankar Sharma snatched one mobile from him.

4. The offence is triable by the Judicial Magistrate First Class.
5. Learned counsel for the applicant submits that the applicant has no criminal background. He is innocent and has been falsely implicated in the present case, therefore, he shall be released on bail.
6. On the other hand, learned counsel for the State opposes the bail application, however, he submits that there is no antecedent against the applicant.
7. Looking to these facts and circumstances of the case, looking to the fact that there is no likelihood of the accused to abscond and tamper the evidence, the trial will take its own time, this Court is inclined to give benefit of Section 439 of the Cr.P.C. to the present applicant.
8. Accordingly, the present bail application filed under Section 439 of the Cr.P.C., is allowed.
9. It is directed that if the applicant furnishes one solvent surety for a sum of Rs.25,000/- along with a personal bond in the like sum to the satisfaction of the concerned Trial Court with the condition that he will 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.
10. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE