

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8465 of 2018**

1. Karan Dhruv. S/o Jagannath Dhruv Aged About 21 Years R/o Village Bahara, Police Station Khallari, Civil And Reneue District Mahasamund Chhattisgarh, District : Mahasamund, Chhattisgarh
2. A. Ramkrishna S/o A. Nagraj Aged About 30 Years R/o Village Aaska, Police Station Aaska, District Goljam Odisha, District : Ganjam, Orissa

---- Applicants

Versus

State Of Chhattisgarh Through The Police Station Baradwar, District Janjgir Champa Chhattisgarh, District : Janjgir-Champa, Chhattisgarh.

---- Respondent

For the Applicants	:	Shri Deepak Kumar Singh, Advocate
For the State	:	Shri R.K. Pandey, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**04/12/2018**

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 learned counsel for the State in connection with the Crime No.182/2018 registered at Police Station Baradwar, District Janjgir-champa (C.G.) for the offence punishable under Section 379, 34 of IPC (397, 34 of IPC is wrongly mention in impugned order).
3. Case of the prosecution, in brief is that on 24/07/2018 complainant Bajrang Lal had kept one bag on the handle of the motorcycle. Rs. 92,000/- and some documents were in that bag. Some unknown persons stolen that bag. On the memorandum of applicant No. 1 Karan Dhruv Rs.5,000/- were seized from him on the memorandum of applicant No. 2 A. Ramkrishna Rs.5,000/- were seized from him.
4. Learned counsel for the applicants submits that they have innocent and falsely implicated in the present case, therefore, they shall be released on bail.
5. State counsel submits that one criminal case under Section 376 of IPC has already been registered against the applicant No. 1 Karan Dhruv.
6. Looking to the facts and circumstances of the case, looking to the fact that there is no likelihood of the accused to abscond and tamper the evidence, it is directed that if the applicant No.1 **Karan Dhruv** furnishes two solvent sureties for a sum of Rs. 25,000/- each along with a personal bond of Rs. 50,000/- 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.

7. Looking to the facts and circumstances of the case, looking to the fact that there is no likelihood of the accused to abscond and tamper the evidence, it is directed that if the applicant No.2 **A. Ramkrishna** furnishes one solvent surety for a sum of Rs. 25,000/- along with a personal bond of Rs. 25,000/- 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