

HIGH COURT OF CHHATTISGARH, BILASPUR
MCRC No. 8468 of 2018

- Teklal Banjare S/o Shri Dukalu Banjare Aged About 30 Years R/o Mini Basti Jarhabhata P. S. Civil Line, District Bilaspur Chhattisgarh

---- Applicant

Versus

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

---- Respondent

For Applicant	: Shri Dheerendra Pandey, Advocate.
For Respondent/State	: Shri Sangharsh Pandey, Dy. GA.

Hon'ble Shri Justice Arvind Singh Chandel
Order On Board

22/11/2018

1. The applicant has preferred this first bail application under Section 439 of Cr.P.C. for grant of regular bail as he is arrested in connection with Ishtgasha No. 06/2018, registered at Police Station – Chakarbhata, District- Bilaspur (C.G.) for the offence punishable under Sections 41 (1-4) CRPC r/w 379 of the IPC.
2. As per the prosecution story, on 01.10.2018, on the basis of information received from an informant, some theft scrap material has been seized from the possession of the present applicant which he was carrying on a vehicle. Since, he has no valid documents regarding scrap material, he has been taken in custody on 01.10.2018.
3. Learned Counsel appearing on behalf of the applicant submits that the applicant is innocent and has been falsely implicated in the case. He further submits that the applicant has no criminal antecedent, he is in custody since 01.10.2018, charge-sheet has already filed and trial will take some time. Therefore, he may be released on bail.

4. Per contra, learned Counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned Counsel for the parties and perused the case diary with due care.
6. Considering the facts and circumstances of the case, the evidence collected by the prosecution and further considering the fact that the applicant has no criminal antecedent, he is in custody since 01.10.2018, charge-sheet has already filed and trial will take some time, without further commenting on merits of the case, I am inclined to release the applicant on bail.
7. Accordingly, the bail 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. 20,000/- with one solvent surety for the like amount to the satisfaction of the Trial Court for his appearance before the said Court as and when directed.

Sd/-
(Arvind Singh Chandel)
Judge