

NAFRHIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 142 of 2019

- Jirsai @ Jiran S/o Subran Aged About 23 Years Caste Gond R/o Rajpur (Gowatiya Para) Police Station Ramanujnagar District Surajpur Chhattisgarh., District : Surajpur, Chhattisgarh

---- Applicant

**Versus**

- The State Of Chhattisgarh Through Police Station Ramanujnagar District Surajpur Chhattisgarh., District : Surajpur, Chhattisgarh

---- Non-applicant

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| For Applicant     | : Shri A.K. Prasad, Advocate.       |
| For Non-applicant | : Shri S.R.J. Jaiswal, Panel Lawyer |

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**Hon'ble Shri Justice Sharad Kumar Gupta**  
**Order On Board**

**29/01/2019**

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. 125/18 registered at Police Station – Ramanujnagar District – Surajpur (C.G.) for the offence punishable under Sections 363,366,376,506 of the Indian Penal Code and Sections 4,6 of the Protection of Children from Sexual Offences Act, 2012.
3. Case of the prosecution, in brief is that on 07/08/2018 prosecutrix was more than 16 years old. She is resident of village Rajapur. On 07/08/2018, applicant took prosecutrix by enticing for plantation. He had committed repeated sexual intercourse with her on pretext of marriage.
4. 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.
5. On the other hand, learned counsel for the State opposes the bail application, however, he submits that there is no antecedent against the applicant.
6. 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, 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.
7. Certified copy as per rules.

Sd/-  
 (Sharad Kumar Gupta)  
**JUDGE**