

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 221 of 2019**

Ajmer Khan S/o Soukat Khan Aged About 30 Years R/o Village Machgawan ,police Station Pendra ,tahsil Pendra Road District Bilaspur Chhattisgarh, District : Bilaspur, Chhattisgarh

---- Applicant

Versus

State Of Chhattisgarh Through The Station House Officer ,police Station Sarkanda ,district Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Sushobhit Singh, Advocate
For the State	:	Ms. M. Asha, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**30/01/2019**

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.1008/2018 registered at Police Station Sarkanda, District Bilaspur (C.G.) for the offence punishable under Section 294, 506, 397, 458, 34 of IPC.
3. Case of the prosecution, in brief is that on 21/11/2018 at 11.00 p.m. four unknown persons entered in the house of complainant Suresh Sahu at village Chilhati. Those persons abused them and demanded the jewelry. Then complainant gave them cash of Rs. 1400/-, coins of Rs.100/-. Those persons ran away taking a silver saucepan.
4. On the memorandum of applicant one silver saucepan and Rs.1000/- were seized from the applicant.
5. Learned counsel for the applicant submits that he is innocent and falsely implicated in the present case, therefore, he shall be released on bail.
6. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedents against the applicant.

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 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 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