

**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 229 of 2019**

Krishna Kumar Verma S/o Banwari Lal Verma Aged About 28 Years R/o  
Village Piprali, Police Station Raghunathgarh, District Sikar Rajasthan,  
District : Sikar, Rajasthan.

---- Applicant

Versus

The State Of Chhattisgarh Through The Station House Officer, Police  
Station Berla, District Bemetara Chhattisgarh, District : Bemetara,  
Chhattisgarh.

---- Respondent

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|-------------------|---|--------------------------------|
| For the Applicant | : | Shri Amit Kumar Sahu, Advocate |
| For the State     | : | Shri Wasim Miyan, Panel Lawyer |

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**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.389/2018 registered at Police Station Berla, District Bemetara (C.G.) for the offence punishable under Sections 363, 366-A of IPC and Section 8 & 12 of POCSO Act.
3. Case of the prosecution, in brief is that prosecutrix is more than 16 years of age. She is resident of village Sankra. She and applicant had liking for each other. On 04/12/2018 applicant took her on pretext of marriage. He committed repeatedly sexual intercourse with her.
4. Learned counsel for the applicant submits that he is innocent and falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedents against the applicant.
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 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.
7. Certified copy as per rules.

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