

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 228 of 2019**

Ramesh S/o Saheban Aged About 26 Years Caste-Rajwar, R/o Village Khadgawan Kala, Police Station And Tahsil Pratappur District Surajpur Chhattisgarh, District : Surajpur, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through The Police Station Pratappur, Police Out Post Khadgawan, District Surajpur Chhattisgarh, District : Surajpur, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri V.K. Pandey, Advocate
For the State	:	Shri Wasim Miyan, 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.327/2018 registered at Police Station Pratappur, District Surajpur (C.G.) for the offence punishable under Sections 452, 354-A & 354 of IPC.
3. Case of the prosecution, in brief is that prosecutrix is about 25 years old. She is resident of village Khadgawan. She is married woman. On 20/11/2018 at about 4 p.m. in village Khadgawan prosecutrix was alone in her house and picking rice. Applicant entered in her house, used criminal force on her to outrage her modesty.
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 two solvent sureties for a sum of Rs. 25,000/- each along with one personal bond of Rs. 50,000/- to the satisfaction of the trial Court concerned with the condition that he will not involve himself in similar type of crime in future, he shall be released on bail.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
 Judge