

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 456 of 2019**

Mohanlal Chouhan S/o Motilal Chouhan Aged About 47 Years
Occupation Labour, R/o Village Mura, Police Station Bhupdevpur,
Tahsil Kharsiya, District - Raigarh Chhattisgarh., District : Raigarh,
Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through The Station House Officer, Police
Station Chakradhar Nagar District - Raigarh Chhattisgarh., District :
Raigarh, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Punit Ruparel, Advocate
For the State	:	Shri Wasim Miyan, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**06/02/2019**

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.468/2018 registered at Police Station Chakradhar Nagar District Raigarh (C.G.) for the offence punishable under Section 354 and 354(d) of IPC.
3. Case of the prosecution, in brief is that prosecutrix is about 22 years old. She is resident of village Kodtarai. On 12/12/2018 applicant used criminal force on prosecutrix 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 one another criminal case under IPC has been registered 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 such type of crime in future, he shall be released on bail.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
Judge