

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 674 of 2019**

- Narendra @ Raju Chandrakar S/o Pardeshi Chandrakar Aged About 37 Years R/o Chhitapar, Police Station Kunda, District Kabirdham Chhattisgarh  
---- Applicant

**Versus**

- State Of Chhattisgarh Through The District Magistrate, Kabirdham / Station House Officer, Police Station Kunda, District Kabirdham CG  
---- Respondent

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| For applicant           | Mr. Dharmesh Shrivastava, Adv. |
| For non-applicant/State | Mrs. M. Asha, PL.              |

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**Hon'ble Shri Justice Sharad Kumar Gupta****Order On Board****14-2-2019**

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and his no bail application is pending before any other court.
2. The applicant has been arrested in connection with Crime No. 208/2018 registered in police station Kunda, Distt. Kabirdham (CG) for offence punishable under Section 376 of IPC.
3. Prosecution story in brief is that prosecutrix is 32 years old and is a resident of village Chhitapar. On 11-8-2018, applicant took her by enticing to village Kunda, thereafter to Bilaspur, then to Gaurela Pendra. In Gaurela Pendra he confined her in a house and committed repeated sexual intercourse with her.
4. Counsel for the applicant argued that the applicant is innocent and has been falsely implicated hence he be released on bail.
5. On the other hand, the State Counsel opposed the bail application. He further submits that no criminal antecedent has been reported against applicant in the police case diary.
6. Looking to the above facts and circumstances of the case, as the trial will take its own time, the application is allowed. It is ordered that if the applicant furnishes one solvent surety for a sum of Rs. 25,000/- along with one personal bond of the like sum to the satisfaction of the trial Court concerned, he be released on bail.
7. CC as per rules.

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