

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 928 of 2019**

Rinku Singh S/o Ram Ashray Singh Aged About 24 Years R/o Sada Quarter Ghasidas Nagar Jamul, Police Station Jamul, District Durg Chhattisgarh., District : Durg, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through Police Of Police Station Jamul, District Durg Chhattisgarh., District : Durg, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Tarun Dansena, Advocate
For the State	:	Shri Vinod Tekam, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**20/02/2019**

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.513/2018 registered at Police Station Jamul, District Durg (C.G.) for the offence punishable under Section 450, 366 & 376 of IPC and under Section 5,6 of POCSO Act.
3. Case of the prosecution, in brief is that on 11/10/2017 prosecutrix was more than 16 years of age. She is resident of Jamul. On 11/10/2017 applicant committed sexual intercourse with her on pretext of marriage. Thereafter he committed repeatedly sexual intercourse with her. She gave a birth a baby. Applicant refused to marry 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