

NAFR

HIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 1152 of 2019

- Domeswar Dhankar S/o Ashok Dhanker Lal Agrawal Aged About 23 Years R/o Village Dhebanpur, Police Station Gurur, District Balod Chhattisgarh, District : Balod, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through The Station House Officer, Police Station Gurur, District Balod Chhattisgarh, District : Balod, Chhattisgarh

---- Non-applicant

For Applicant	: Ms. Ishwari Ghritlahre, Advocate.
For Non-applicant	: Mr. SRJ Jaiswal, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

25.02.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with crime No. 241/2018 registered at Police Station – Gurur, District Balod (C.G.) for the offence punishable under Sections 458, 325, 324 of the Indian Penal Code.
3. Case of the prosecution, in brief is that complainant Chandkant Chelke is member of Scheduled Caste. He is resident of village Kohliyamar. On 14.11.2018 at about 08:30 pm applicant entered in the house of the complainant, beat him by hands and fists. Due to beating his two teeth were broken. He also caused injury on his neck.
4. Learned counsel for the applicant submits that the applicant has no criminal background. He is innocent and has been falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, learned counsel for the State opposes the bail application, however, he submits that there is no antecedent against the applicant.
6. Looking to these 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 Trial Court with the condition that he will 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