

NAFR

HIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 1238 of 2019

- Ramesh Dansena S/o Tekram Dansena Aged About 32 Years R/o Village Nandgaon, Tahsil Kharsiya District Raigarh Chhattisgarh, District : Raigarh, Chhattisgarh

---- Applicant

Versus

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

---- Non-applicant

For Applicant : Mr. Kaushal Yadav, Advocate.

For Non-applicant : Mr. Vinod Tekam, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar GuptaOrder On Board08.03.2019

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.18/2019 registered at Chakradhar Nagar, Civil And Revenue District Raigarh (C.G.) for the offence punishable under Sections 354, 452 of the Indian Penal Code.
3. Case of the prosecution, in brief is that prosecutrix is about 20 years of age. She is resident of village Chodha district Raigarh. She is weak minded. On 15.01.2019 applicant entered in the house of the prosecutrix and to outrage her modesty pressed her breast, hands and legs.
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 two solvent sureties for a sum of Rs.25,000/- each along with a personal bond of Rs. 50,000/- to the satisfaction of the concerned Trial Court with the condition that he will not involve in any crime in future, 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