

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 1577 of 2019**

Vibhuti Chouhan S/o Late Negi Chouhan Aged About 30 Years R/o
Village- Bhakurra, Chowki- Kanakbira, Tahsil- Sarangarh, District-
Raigarh, Chhattisgarh., District : Raigarh, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through Station House Officer, Police Station-
Sarangarh, Chowki- Kanakbira, Civil And Revenue District- Raigarh,
Chhattisgarh., District : Raigarh, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri U.R. Koshaley, Advocate
For the State	:	Ms. M. Asha, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****25/03/2019**

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.54/2019 registered at Police Station Sarangarh (Chowki Kanakbira) District Raigarh (C.G.) for the offence punishable under Sections 354a, 454, 342 of IPC and Section 08 of the POCSO Act.
3. Case of the prosecution, in brief is that prosecutrix is about 17 years old. She is resident of village Bhukarra. On 20/01/2019 at about 02.30 p.m. applicant entered in her house, kissed her and pressed her breast.
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 two solvent sureties each for a sum of Rs. 25,000/- 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 any of the crime in future, he be released on bail.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
Judge