

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 1959 of 2019**

Naveen Mandavi S/o Manharan Mandavi Aged About 19 Years R/o New Police Line Durg, Tahsil And District Durg Chhattisgarh., District : Durg, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through Station House Officer, Police Station Durg, Civil And Revenue District Durg Chhattisgarh., District : Durg, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri D. Kushwaha, Advocate
For the State	:	Ms. M. Asha, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**08/04/2019**

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.1091/2018 registered at Police Station Durg, District Durg (C.G.) for the offence punishable under Section 394, 201 of IPC.
3. Case of the prosecution, in brief is that on 16/12/2018 at about 22.52 hours to 23.01 hours, behind the Poultry Farm Khalsa Road School, Durg, complainant Dinesh Soni was going by his Activa. Four unknown persons reached there by two wheelers, one unknown person caused injury on head of complainant by wooden club. Thereafter all four unknown persons looted one bag from complainant containing Rs.17 Lakhs.
4. On the memorandum of applicant one motorcycle, one bill were seized from him.
5. Learned counsel for the applicant submits that he is innocent and falsely implicated in the present case, therefore, he shall be released on bail.
6. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedents against the applicant.

7. Looking to the above mentioned facts and circumstances of the case, looking to the evidence available on record against the applicant, 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.
8. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
Judge

Kamde