

HIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 2443 of 2019

- Shubham Sahare S/o Ranjit Sahare, Aged About 24 Years R/o Gondia, District Gondia (Maharashtra), District : Gondiya *, Maharashtra

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station - Chhuriya, District Rajnandgaon Chhattisgarh., District : Rajnandgaon, Chhattisgarh

---- Non-applicant

For Applicant	: Mr. Aditya Bharadwaj, Advocate.
For Non-applicant	: Mr. Vikram Dixit, Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

25.04.2019

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. 87/2018 registered at Police Station – Chhuriya, District- Rajnandgaon (C.G.) for the offence punishable under Sections 394 of the Indian Penal Code.
3. Case of the prosecution, in brief is that complainant Ganga Ram Sen was Sangam Manager of Bharat Finance Inclusion Limited, finance company branch at Dongargarh. On 12.06.2018 at about 1:30 pm he was returning back from village Dumardih to Dongargarh by motorcycle after recovering loan installments from the debtors. 1 km ahead to village Dumardih 3 unknown persons came in a motorcycle. 2 persons had covered their mouth by scarf. One another unknown person also came by the motorcycle thrown chilli powder on the eyes of the complainant, those persons snatched cash Rs. 88,008/- and one tablet of Samsung company from the complainant and ran away. On the memorandum of the applicant one tablet of Samsung company was seized from him. During the test identification parade complainant Ganga Ram Sen identified applicant, he has also identified seized tablet of Samsung company.
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, 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