

**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 2811 of 2019**

Ghanshyam Narang, S/o Shri Naresh Narang, aged about 28 years, R/o Village Chhachhanpairi, P.S. Mujgahan, Tahsil Abhanpur, District Raipur (CG).

**---- Applicant****Versus**

State of Chhattisgarh, through Station House Officer, Police Station Mujgahan, District Raipur (CG).

**---- Non-applicant**


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For Applicant : Mr. Pushpendra Kumar Patel, Advocate

For Non-applicant : Ms. Sangeeta Mishra, Govt. Advocate

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**Hon'ble Shri Justice Sharad Kumar Gupta****Order On Board****09.05.2019**

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court.
2. Perused the case diary provided by the counsel for the State in connection with Crime No.71/2019 registered in Police Station Mujgahan, Civil and Revenue District Raipur for the offence punishable under Section 304-B of Indian Penal Code.
3. Case of the prosecution, in brief, is that the applicant is a husband of deceased Smt. Punni Bai Narang. The marriage of the deceased was solemnized with applicant prior to six years ago. After the marriage, the applicant was harassing the deceased on account of demand of dowry and suspicions upon her character.
4. Counsel for the applicant submitted that the applicant has not committed any offence and has been falsely implicated in the case and as such the applicant may be released on bail.
5. On the other hand, counsel for the State opposed the bail application. However, she submitted that no criminal antecedent is reported against the applicant in police case diary.
6. Looking to the facts and circumstances of the case, looking to the material available on record against the applicant, looking to the seriousness of the offence and looking to the impact of granting bail to the applicant on society, this Court is not inclined to give benefit of Section 439 of the Cr.P.C. to the applicant. Consequently, the bail application is rejected.
7. Certified copy as per rules.

Sd/-  
(Sharad Kumar Gupta)  
**JUDGE**