

NAFRHIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 3218 of 2019

Sheetal Kumar Parja, son of Muniram Parja, aged about 26 years, R/o Village Mahloi, Police Station & Tahsil Tamnar, District Raigarh (CG).

---- Applicant**Versus**

State of Chhattisgarh, through Station House Officer, Police Station Tamnar, District Raigarh (CG).

---- Non-applicant

For Applicant	: Mr. Wasim Miyan, Adv. appearing on behalf of Mr. Ashish Gupta, Advocate.
For Non-applicant	: Mr. S.R.J. Jaiswal, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

26.06.2019

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 counsel for the State in connection with Crime No.32/2019 registered at Police Station Tamnar, District Raigarh for the offence punishable under Section 376 of Indian Penal Code.
3. Case of the prosecution, in brief is that the prosecutrix is aged about 23 years. She is a resident of village Tamnar. From the year of 2017 onwards, the applicant committed repeatedly sexual intercourse with her on the pretext of marriage. There was love affair between them.
4. Counsel for the applicant submits that the applicant has not committed any offence. He is an innocent and has been falsely implicated in the present case and as such he may be released on bail.
5. On the other hand, counsel for the State opposes the bail application. However, he submits that there is no criminal antecedent is reported against the applicant in police case diary.
6. Looking to the above facts and circumstances of the case, the bail application is allowed. It is ordered that if the applicant furnishes one solvent surety for a sum of Rs.25,000/- along with one personal bond of the like sum to the satisfaction of the trial Court concerned, he be released on bail.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
JUDGE

L/-