

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 3099 of 2019**

Devendra Verma S/o Jhumuk Lal Verma Aged About 19 Years R/o
Village Sarfonga, Thana Nevra, District Raipur Chhattisgarh.

---- Applicant

Versus

The State Of Chhattisgarh Through Police Station Suhela, District
Balodabazar Bhatapara, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Samir Singh, Advocate
For the State	:	Shri SRJ Jaiswal, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****16/05/2019**

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.60/2019 registered at Police Station Suhela, District Balodabazar-Bhatapara (C.G.) for the offence punishable under Section 363, 366-A, 376 of IPC and under Section 8 of POCSO Act and Section 3(1)(2)(v-A) of SC/ST (Prevention of Atrocities) Act.
3. Case of the prosecution, in brief is that on 03/03/2019 prosecutrix was more than 16 years of age. She is resident of village Rawan. She is member of Scheduled Caste. There was a love affair between her and applicant. On 03/03/2019 he took her by enticing on pretext of marriage and committed sexual intercourse with her.
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 above mentioned 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 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.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
Judge