

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 3739 of 2019**

Tikeshwar Sahu S/o Suraj Bali Sahu Aged About 30 Years R/o Village-
Shakti Nagar, Raipur, District- Raipur, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through The Station House Officer, Police
Station- Koni, District- Bilaspur, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Rajeev Kumar Dubey, Advocate
For the State	:	Ms. M. Asha, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****20/06/2019**

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.68/2019 registered at Police Station Koni, District Bilaspur (C.G.) for the offence punishable under Sections 363, 366, 376 (2) of IPC and Section 6 of POCSO Act.
3. Case of the prosecution, in brief is that on 01/03/2019 prosecutrix was more than 16 years of age. She is resident of Badi Koni, Bilaspur. She and applicant had liking for each other. On 01/03/2019 he took her by enticing on pretext of marriage and committed repeatedly sexual intercourse with her. They had performed marriage on 09/05/2019 in a temple at village Banjari.
4. Learned counsel for the applicant submits that he is innocent and falsely implicated in the present case, therefore, he may 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