

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 979 of 2019

- Smt. Manjit Kaur W/o Shri H.S. Bindra, Aged About 65 Years, R/o R.I.S. Colony, Bacheli, P.S. Bacheli, District- Dantewada, Chhattisgarh., District : Dantewada, Chhattisgarh

---- Applicant

Versus

- State of Chhattisgarh Through P.S.- Mahila Thana, District- Durg, Chhattisgarh., District : Durg, Chhattisgarh

---- Non-applicant

For Applicant – Shri Akash Kundu, Advocate.

For Non-applicant/State – Shri Aditya Sharma, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

11-07-2019

1. Apprehending arrest in connection with Crime No.32/2019, registered at Police Station – Mahila Thana, Durg, Chhattisgarh for offence punishable under Section 498-A of the IPC, the applicant has preferred this application for grant of anticipatory bail.
2. It is submitted by learned counsel for the applicant that the applicant has been falsely implicated in this case. The applicant has not committed any offence as it is alleged in the FIR lodged. All the allegations made are general in nature. The applicant is 65 years old woman suffering heart disease. Therefore, it is prayed that she may be benefited with grant of anticipatory bail.
3. Learned counsel for the State/non-applicant opposes the application.
4. Heard learned counsel for the parties and perused the case diary.
5. The FIR has been lodged by complainant Resham Bindra that her marriage with co-accused Rajendra Singh Bindra took place in the year 2015. Soon after the marriage her husband and in-laws made demand of Rs.5,00,000/- in dowry and for fulfillment of the same treated her with cruelty and ultimately the complainant was compelled to leave her matrimonial home and take shelter in her parental house in the year 2018. Thereafter, the FIR

has been lodged on 25-05-2019.

6. Considered on entire material present in the case diary. For the reasons that the allegations made are general in nature, the applicant is 65 years old woman and suffering from heart disease, I feel inclined to allow this application.

7. Accordingly, the anticipatory bail application is allowed. It is directed that in the event of arrest of the applicant in connection with the aforesaid offence, she shall be released on bail by the officer arresting her on executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Investigating Officer. The applicant shall also abide by the following conditions :

- (i) that the applicant shall make herself available for interrogation before the investigating officer as and when required;
- (ii) that the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;
- (iii) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and
- (iv) that the applicant shall appear before the trial Court on each and every date given to her by the said Court till disposal of the trial.

8. Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge