

**HIGH COURT OF CHHATTISGARH, BILASPUR**

**MCRC No. 4181 of 2019**

- Devkumar Khandey S/o Shri Ola Prasad Khandey Aged About 23 Years By Caste - Satnami, R/o Village - Siltara, Police Outpost - Chilfi, Thana - Lormi, Civil And Revenue District Mungeli Chhattisgarh.

**---- Applicant**

**Versus**

- The State Of Chhattisgarh Through The Station House Officer, Police Station Lormi, Civil And Revenue District Mungeli Chhattisgarh.

**---- Respondent**

---

For Applicant : Mr. Sunil Sahu, Advocate.  
For Respondent/State : Mr. Amit Singh, P.L.

---

**Hon'ble Shri Justice Arvind Singh Chandel**  
**Order On Board**

**31/07/2019**

1. The applicant has preferred this first bail application under Section 439 of Cr.P.C. for grant of regular bail as he is arrested in connection with crime No. 180/2019, registered at Police Station – Lormi, District- Mungeli (C.G.) for the offence punishable under Section 457 & 380/34 of the IPC.
2. As per the prosecution story, on 17.04.2019, complainant of the case namely Dilip Diwakar lodged a complaint, wherein, it has been alleged that on 03.04.2019, some unknown persons stolen his grains (Tewra) amounting to Rs. 7,000/-. On the basis of said report, offence has been registered. During course of investigation, the said stolen grains (Tewra) seized from the possession of present applicant and he has been arrested on 18.04.2019.
3. Learned counsel appearing on behalf of the applicant submits that the applicant is innocent and has been falsely implicated in the present case. He further submits that the applicant has no criminal

antecedent, he is in custody since 18.04.2019, charge-sheet has been filed and trial is likely to take some time. Therefore, the applicant may be released on bail.

4. Per contra, learned counsel appearing on behalf of State opposes the bail application.
5. I have heard learned Counsel for both the parties.
6. Considering the facts and circumstances of the case and evidence collected by the prosecution and further considering the fact that the applicant has no criminal antecedent, he is in custody since 18.04.2019, charge-sheet has been filed and trial is likely to take some time, without further commenting on merits of the case, I am inclined to release the applicant on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the applicant shall be released on bail on executing a personal bond for a sum of Rs. 25,000/- with one local solvent surety for the like sum to the satisfaction of the Trial Court for his appearance before the said Court as and when directed.

Sd/-  
**(Arvind Singh Chandel)**  
**Judge**