

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 4647 of 2019

- Sonu Banjare S/o Mukund Banjare, Aged About 21 Years, R/o Shubhash Nagar, Sharda Mandir Chowk, Telibandha, Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh

---- Applicant

Versus

- State of Chhattisgarh, through Devendra Nagar, Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh

----Non-applicant

For Applicant – Ms. Laxmin Kashyap, Advocate.

For Non-applicant/State – Mr. Shrikant Kaushik, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

16-08-2019

1. Heard on the application filed under Section 439 of the Cr.P.C. This is first bail application before this Court filed by the applicant for grant of regular bail. The applicant has been arrested on 27-03-2019 in connection with Crime No.70/2019 registered at Police Station – Devendra Nagar, District Raipur, Chhattisgarh for the offence under Section 356, 379, 34 of the IPC.
2. It is submitted on behalf of the applicant that the applicant has been falsely implicated in this case. He is in jail since 27-03-2019. The applicant has not committed any offence. Charge sheet has been filed and the case is triable by JMFC. Therefore, it is prayed that the application may be allowed.
3. Learned counsel for the State/non-applicant opposes the application.
4. Heard learned counsel for the parties and perused the case diary.
5. It is alleged that on the date of incident this applicant and one co-accused looted one mobile phone from the complainant. During investigation the stolen mobile phone as well as 11 other mobile phones were seized from this applicant and co-accused person. Hence, this case.
6. Considering that this applicant does not have any criminal antecedent

and the case is pending for trial, therefore, I feel inclined to allow this application.

7. Consequently, this application filed by the applicant under Section 439 of the Cr.P.C. for grant of regular bail is hereby allowed. It is directed that the applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Court, for his appearance as and when directed.

8. Certified copy as per rules.

Sd/-

(Rajendra Chandra Singh Samant)
Judge