

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 5996 of 2019**

- Lakesh Dahut, aged 21 years, S/o Yuvraj Dahat, R/o Bidi Colony, Ward No. 5, Indira Nagar, Dongargarh P.S. - Dongargarh, District Rajnandgaon (C.G.)

---- Applicant**Versus**

- State of Chhattisgarh Through : Police Station - Dongargarh, District Rajnandgaon (C.G.)

---- Respondent

For Applicant	:	Shri J.K. Gupta, Advocate
For Respondent	:	Ms. Reena Singh, P.L.

Hon'ble Smt Justice Rajani Dubey**Order on Board****14/11/2019**

1. The applicant has preferred this first bail application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is arrested in connection with Crime No.407/2019, registered at Police Station - Dongargarh, District Rajnandgaon (C.G.) for the offence punishable under Sections 294, 354 IPC and Section 8 of POCSO Act.
2. The allegation against the present applicant is that he tried to outrage the modesty of the prosecutrix while she was in house along with her mother.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. He also submits that the applicant is in custody since 03.08.2019 and there is no likelihood of his case being decided in near future. Therefore, he may be released on bail.
4. On the other hand, learned State counsel opposes the bail application.

5. I have heard learned counsel for the parties and perused the record.
6. Considering the totality of the facts and circumstances of the case, and further considering the fact that the applicant is in custody since 03.08.2019 and the trial is likely to take some time, without further commenting on merits of the case, I am inclined to release him on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the Applicant shall be released on bail on his executing a personal bond for a sum of Rs.25,000/- with one solvent surety for the like amount to the satisfaction of the trial Court for his appearance before the said Court as and when directed.

Sd/-
(Rajani Dubey)
Judge

Pekde