

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5978 of 2019

- Monish Chandel S/o Shri Salikram Chandel Aged About 30 Years R/o Village Khudmudi, Post Office And Police Station Chhuikhadan, District Rajnandgaon Chhattisgarh. Present Address R/o Teacher At Higher Secondary School, Devbhog, District Gariyaband Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through The Station House Officer, Police Station Devbhog, District Gariyaband Chhattisgarh.,

---- Respondent

For Applicant	: Shri Shivendu Pandya, Advocate
For Respondent/State	: Ms.Akshara Amit, PL

Hon'ble Smt. Justice Rajani Dubey

Order On Board

14/11/2019

The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is in custody in connection with Crime No.156/2019 registered at police station Devbhog, district Gariyaband (CG) for the offence punishable under Sections 376 and 506 IPC.

Case of the prosecution in brief is that the applicant and the prosecutrix were teaching in the same school, they became friends and further developed relations between them.

Counsel for the applicant submits that the applicant has been falsely implicated in the crime. He further submits that the prosecutrix

was consenting party. He submits that the applicant is in jail since 30.07.2019; the charge sheet has already been filed and looking to the conduct of the prosecution it is clear that the trial will take time for its conclusion.

On the other hand counsel for the State opposes the bail application.

Having heard counsel for the parties, considered the totality of the fact, in particular the detention period of the applicant, I am inclined to release him on regular bail. Accordingly, his application filed under Section 439 of the Code of Criminal Procedure is allowed.

It is directed that in the event of the applicant's furnishing a personal bond in the sum of Rs. 25,000/- with one surety for the like sum to the satisfaction of the concerned Court, he shall be released on bail.

Sd/-
(Rajani Dubey)
Judge