

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****M.Cr.C. No. 6070 of 2019**

- Vijay Kumar Sahu S/o Shri Panch Ram Sahu Aged About 24 Years  
R/o Village Kabir Chowk Chingrajpara, Bilaspur, District Bilaspur  
Chhattisgarh.

----Applicant

**Versus**

- State Of Chhattisgarh Through Station House Officer, Police Station -  
Sargaon, District Mungeli Chhattisgarh.

---- Respondent

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| For Applicant  | : | Mr. Amit Singh Chauhan, Advocate. |
| For Respondent | : | Mr. Vaibhav K. Agrawal, PL        |

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**Hon'ble Smt. Justice Rajani Dubey****Order on Board****19/11/2019**

- The accused/applicant has moved this first bail application under Section 439 of the Code of Criminal Procedure for releasing him on regular bail during trial in connection with Crime No. 201/2019 registered at Police Station - Sargaon, District Mungeli (C.G.) for the offence punishable under Sections 363, 366, 376 of IPC and Section 4 & 6 of Protection of Children from Sexual Offences Act 2012.
- The prosecution story in brief is that, complainant namely Umeram Sahu lodged the report before Police Station Sargaon alleging therein that, on 07.08.2019, at midnight after giving false assurance, applicant took the prosecutrix away with him and committed sexual intercourse with her. Thereafter, offence has been registered against the applicant and he was arrested on 09.08.2019.
- Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. He further submits that the age of the prosecutrix is about 17

years and the applicant is in jail since 09.08.2019, therefore, the present applicant may be released on bail.

- On the other hand, counsel for the State opposes the bail application.
- I have heard learned counsel for the parties.
- Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, age of the prosecutrix and further considering the detention period of the applicant, the trial is likely to take some time for its final disposal, this Court is of the view that it is a fit case to release the applicant on bail. Accordingly, the application is allowed.
- Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 25,000/- with one surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the said Court on each and every date given to him by the said Court.

**Sd/-**  
**(Rajani Dubey)**  
Judge