

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 6369 of 2019**

- Raja Sahu, S/o Late Shri Shambhu Sahu, Aged About 20 Years, R/o Purana Gourela, Police Station Gourela, District Bilaspur (C.G.).

---- Applicant**Versus**

- State Of Chhattisgarh, Through Station House Officer, Police Station Gourela Bilaspur, District Bilaspur (C.G.).

---- Respondent

For Applicant	: Mr. Vinod Kumar Tekam, Adv.
For Respondent/State	: Mr. Wasim Miyan, P.L.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****28.11.2019**

1. The accused/applicant has moved this first bail application under Section 439 of Criminal Procedure Code for releasing him on regular bail during trial in connection with Crime No. 196/2019 registered at Police Station Gourela Bilaspur, District Bilaspur (C.G.) for the offence punishable under Sections 457, 380 and 34 of I.P.C.
2. The prosecution story, in brief is that, on 23.06.2019, complainant went to Jabalpur from his house with breaking lock, when he returned his house then some domestic article of the house was stolen from his house. On the basis of memorandum, police has arrested the present applicant and offence has been registered.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the crime in question. He further submits that charge-sheet has been filed and no previous criminal antecedents were found against him. The applicant is in jail since 19.07.2019, there is no likelihood of his case being decided in near future, therefore, the present applicant

may be released on bail.

4. On the other hand, counsel for the State opposes the bail application.
5. I have heard learned counsel for the parties and perused the case diary.
6. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, and further considering the facts that there is no previous criminal antecedent against him. The applicant is in jail since 19.07.2019 and 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.
7. Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 50,000/-, with one local surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given to him by the said Court.

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