

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 6751 of 2019

- Raj Kuril S/o Shri Mahesh Kuril Aged About 20 Years R/o Near Ritesh Bhojnale, Kalibadi, Police Station Kotwali, District Raipur, Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through Police Station Kotwali, Raipur, District Raipur, Chhattisgarh.

---- Respondent

MCRC No. 6753 of 2019

- Dau Nishad @ Tulsi Nishad, S/o Panchu Nishad, Aged About 21 Years, R/o Shiv Mandir, Kalibadi, Police Station Kotwali, District Raipur, Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer Police Station Kotwali, Raipur, District Raipur, Chhattisgarh.

---- Respondent

For Applicant	: Shri Pragalbha Sharma & Shri C.R.Sahu, Advocates
For Respondent/State	: Ms. Akshara Amit, PL

Hon'ble Smt. Justice Rajani Dubey

Order On Board

09/12/2019

As both these M.Cr.C's arise out of the same crime number they are being disposed of by this common order.

The applicants have filed these applications under Section 439

of the Code of Criminal Procedure for grant of regular bail as they are in custody in connection with Crime No. 266/2019 registered at police station Kotwali, district Raipur (CG) for the offence punishable under Sections 324 and 307/34 IPC.

As per case of the prosecution, the applicants along with one Mahesh assaulted the complainant with a sharp edged weapon on account of some old dispute between them.

Counsel for the applicants submits that the applicants have been falsely implicated in the crime in question. He submits that the applicants are in jail since 24.05.19 and the trial may take some time for its disposal and therefore they be released on bail.

On the other hand, learned counsel for the State opposes the bail applications.

Considering the totality of the facts and circumstances of the case, in particular the detention period of the applicants, I am inclined to release them on regular bail. Accordingly, their applications filed under Section 439 of the Code of Criminal Procedure are allowed.

It is directed that in the event of the applicants' furnishing a personal bond of Rs. 25,000/- each with one surety in the like sum to the satisfaction of the concerned court for their appearance before it as and when directed, they shall be released on bail.

Sd/-

(Rajani Dubey)
Judge