

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 6884 of 2019**

- Anand Verma S/o Ghanshyam Aged About 54 Years, R/o Jamdish, Kasdol, Baloda Bazar, District-Baloda-Bazar-Bhatapara, Chhattisgarh.

---- Applicant**Versus**

- State Of Chhattisgarh, Through : Outpost Lavan, Police Station Kasdol, District- Baloda-Bazar-Bhatapara, Chhattisgarh.

---- Respondent

For Applicant	:	Mr. T. K. Jha, Adv.
For Respondent/State	:	Mr. Anil Tripathi, PL.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****13/12/2019**

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. 697/2019 registered at Police Station-Outpost Lavan, District-Baloda-Bazar-Bhatapara (C.G.) for the offence punishable under Section 304 of the IPC.
2. The prosecution story, in brief is that complainant informed to the police that he called the applicant for treatment of his newly born child. Applicant is a fake doctor and he admixture an injection to the newly born child, which caused blackening of his body thereafter, the child was referred to Ganga Hospital Baloda Bazar and ultimately the child was died. Based on this, offence has been registered against the present applicant.
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 the applicant is in jail since 26.09.2019,

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, detention period of applicant and further considering the facts that the present applicant is in jail since 26.06.2019 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. 25,000/- 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**