

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 6910 of 2019**

- Sunil @ Golu, S/o Bharat Markam, Aged About 22 Years, R/o Atal Aawash, Pendri, Police Station Lalbag, Tahsil & District Rajnandgaon (C.G.).

---- Applicant

Versus

- State Of Chhattisgarh, Through: Police Station : Basantpur, District : Rajnandgaon (C.G.).

---- Respondent

For Applicant	: Mr. Dashrath Kushwaha, Adv.
For Respondent/State	: Mr. Wasim Miyan, P.L.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****12.12.2019**

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. 104/2018 registered at Police Station - Basantpur, District - Rajnandgaon (C.G.) for the offence punishable under Sections 392, 394, 411, 403, 120B/34 of I.P.C.
2. The prosecution story, in brief is that, the present applicant and other co-accused persons have looted the amount of Rs. 6,50,000/- from the complainant. Thereafter, 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 other co-accused persons have already been granted bail in M.Cr.C. Nos. 2500/2019 and 9386/2018. The applicant is in jail since 16.03.2017, 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 other co-accused persons have already been granted bail in M.Cr.C. Nos. 2500/2019 and 9386/2018. The applicant is in jail since 16.03.2017 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**