

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 9298 of 2018**

- Purno Tandi S/o Jagbandhu Tandi, aged about 23 years R/o Village Gidhmal, Post Bechhugahili Thana Belpada, Tahsil Patnagard, District Bolangir, Odisha.

---- Applicant**Versus**

- State of Chhattisgarh Through The Station House Officer, Police Station Mahasamund, District Mahasamund, Chhattisgarh.

---- Respondent

For Applicant	: Shri Vikash Pradhan, Advocate.
For Respondent/State	: Shri UKS Chandel, P.L.

Hon'ble Shri Justice Arvind Singh Chandel
Order On Board**04/01/2019**

1. The Applicant has preferred this first bail application under Section 439 of Cr.P.C. for grant of regular bail as he is arrested in connection with crime No. 552/2016, registered at Police Station – Mahasamund, District- Mahasamund, (C.G.) for the offence punishable under Sections 457, 380 of the Indian Penal Code.
2. As per the prosecution story, on 29.10.2016, Complainant Jitendra Son lodged a report against unknown person wherein it has been alleged that on the intervening night of 28 & 29.10.2016 some unknown persons committed theft of Rs. 28,000/- from the medical shop. On the basis of the said report, offence has been registered. During course of investigation, on the basis of memorandum statement of the Applicant, stolen cash has been seized from his possession. The Applicant has been taken into custody on 30.06.2017.
3. Learned Counsel appearing on behalf of the Applicant submits that the

Applicant is innocent and has been falsely implicated in the case. He further submits that the Applicant has no criminal antecedent, he is in custody since 30.06.2017 and trial will take some time. Therefore, he may be released on bail.

4. Per contra, learned Counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned Counsel for the parties and perused the case diary.
6. Considering the facts and circumstances of the case, the evidence collected by the prosecution and further considering the fact that the Applicant has no criminal antecedent, he is in custody since 30.06.2017 and trial is likely to take some time, without further commenting on merits of the case, I am inclined to release him on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the Applicant shall be released on bail on executing a personal bond for a sum of Rs. 20,000/- with one solvent surety for the like amount to the satisfaction of the Trial Court for his appearance before the said Court as and when directed.

Sd/-
(Arvind Singh Chandel)
Judge