

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 9893 of 2018**

Vinod Yadav S/o Vishram Yadav Aged About 25 Years R/o Rajnandgaon
Ward No. 10, Rajnandgaon, District- Rajnandgaon, Chhattisgarh.,
District : Rajnandgaon, Chhattisgarh.

---- Applicant**Versus**

State Of Chhattisgarh Through Station House Officer, Police Station-
Bhanupratappur, District- North Bastar Kanker, Chhattisgarh., District :
Kanker, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri Ganesh Ram Burman, Advocate
For the State	:	Shri Vinod Tekam, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****08/02/2019**

1. This is the first bail application under Section 439 of the CrPC and there is no bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with the Crime No.101/2018 registered at Police Station Bhanupratappur, District North Bastar (C.G.) for the offence punishable under Section 454, 380, 411 read with 34 of IPC.
3. Case of the prosecution, in brief is that on 27/08/2018 between 11.00 a.m. to 4.00 p.m. at village Bhanupratappur from the house of complainant Bhuneshwar Garhpale, some golden ornaments, cash of Rs.40,000/- had been stolen by some unknown persons. On the memorandum of applicant Rs.2500/- has been seized from him. On the memorandum of applicant some melted gold was seized from the possession of co-accused Seenu Soni.
4. Learned counsel for the applicant submits that he is innocent and falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedents against the applicant.
6. Looking to the facts and circumstances of the case, looking to the fact that there is no likelihood of the accused to abscond and tamper the evidence, it is directed that if the applicant furnishes one solvent surety for a sum of Rs. 25,000/- along with a personal bond in the like sum to the satisfaction of the concerned Court with the condition that he shall appear before the trial Court at 11.00 am as and when directed till trial and he would cooperate during the trial, he shall be released on bail.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
Judge