

NAFRHIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 10041 of 2018

- Mannu @ Dharmu Yadav S/o Laxman Yadav Aged About 22 Years R/o Village Bodra, Thana Arjuni, District Dhamtari, Chhattisgarh., District : Dhamtari, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Police Station Arjuni, District Dhamtari, Chhattisgarh., District : Dhamtari, Chhattisgarh

---- Non-applicant

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| For Applicant     | : Mr. Samir Singh, Advocate      |
| For Non-applicant | : Mr. Washim Miyan, Panel Lawyer |

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**Hon'ble Shri Justice Sharad Kumar Gupta**  
**Order On Board**

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**22.01.2019**

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with crime No. 364/2018 registered at Police Station – Arjuni, District Dhamtari (C.G.) for the offence punishable under Sections 354, 294, 323, 506 of the Indian Penal Code and Section 8, 12 of POCSO Act.
3. Case of the prosecution, in brief is that prosecutrix is about 16 years old. She is resident of village Bodla. On 08.10.2018, applicant had molested her, when her brother Suraj Sahu intervened, then he abused him, gave threats to kill him and beat him by hands and fists.
4. Learned counsel for the applicant submits that the applicant has no criminal background. He is innocent and has been falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, learned counsel for the State opposes the bail application, however, he submits that there is no antecedent against the applicant.
6. Looking to these 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 two solvent sureties for a sum of Rs.25,000/- each along with a personal bond of Rs. 50,000/- to the satisfaction of the concerned Trial Court with the condition that he will not involve in any crime in future, he will 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**