

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 396 of 2020

- Pankaj Verma @ Mintu S/o Rajesh Verma Aged About 20 Years
R/o Village Birutola, Tahsil And Post Chuikhadan , District -
Rajnandgao Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through P.S. - Khairagarh, District -
Rajnandgao Chhattisgarh

---- Respondent

For Applicant	: Shri Akash Kumar Kundu, Advocate
For Respondent/State	: Shri B.L.Sahu, PL

Hon'ble Smt. Justice Rajani Dubey

Order On Board

02/03/2020

The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is in custody in connection with Crime No.462/2019 registered at police station Khairagarh, District Rajnandgaon (CG) for the offence punishable under Sections 366 and 376 IPC.

As per prosecution case, a missing report was lodged by the complainant alleging that the applicant had forcefully taken away in his motorbike and thereafter subjected her to physical relations on the pretext of marriage.

Counsel for the applicant submits that the applicant has been falsely implicated in the case. He further submits that the prosecutrix

and the applicant were having love affair and that she was more than 18 years of age. He submits that the applicant is in jail since 18.12.2019 and looking to the conduct of the prosecution, it is clear that the trial will take time for its conclusion.

On the other hand counsel for the State opposes the bail application.

Having heard counsel for the parties, considered the totality of the fact, in particular the detention period of the applicant, I am inclined to release him on regular bail. Accordingly, his application filed under Section 439 of the Code of Criminal Procedure is allowed.

It is directed that in the event of the applicant's furnishing a personal bond in the sum of Rs. 25,000/- with one surety for the like sum to the satisfaction of the concerned Court, he shall be released on bail.

Sd/-
(Rajani Dubey)
Judge