

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 314 of 2020**

- Budhwar Singh S/o Bed Singh Aged About 38 Years R/o Village Nawapara, Puddu, Police Station Ratanpur, District Bilaspur, Chhattisgarh.

---- Applicant**Versus**

- State Of Chhattisgarh, Through : Police Station Ratanpur, District Bilaspur, Chhattisgarh.

---- Respondent

For Applicant	:	Mr. Pawan Shrivastava, Adv.
For Respondent/State	:	Mr. Anil Tripathi, PL.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****27/02/2020**

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. 342/2019 registered at Police Station-Ratanpur, District - Bilaspur (C.G.) for the offence punishable under Sections 354, 342 and 506 of the IPC.
2. The prosecution story, in brief is that, on 27.08.2019 a complaint was filed by the prosecutrix that on 26.08.2019 applicant forcibly caught the prosecutrix and closed in a room of his house, committed vulgarity, press her breast and also threatened to her for life and tried to outrage her modesty. Based on this, 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 charge-sheet has been filed and the applicant is in jail since 09.12.2019, 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, detention period of applicant and further considering the facts that the applicant is in jail since 09.12.2019 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**