

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 435 of 2020**

- Rahul Mongare S/o Mukesh Mongare Aged About 21 Years R/o Solah Kholi, District Rajnandgaon, Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station Kotwali, District Rajnandgaon, Chhattisgarh.

---- Respondent

For Applicant.	:	Mr. Sumit Singh, Advocate.
For Respondent/State	:	Ms. Reena Singh, PL

Hon'ble Smt. Justice Rajani Dubey**Order on Board****03.03.2020**

1. The accused/applicant has moved this first bail application under Section 439 of the Code of Criminal Procedure for releasing him on regular bail during trial in connection with Crime No. 595/2019 registered at Police Station - Kotwali, District Rajnandgaon (C.G.) for the offence punishable under Sections 294, 324, 307/34 of the IPC.
2. As per the prosecution case, the allegation against the present applicant is that he along with co-accused person has assaulted the victim with intention to kill him. Based on that, after investigation, offence has been registered against the applicant and he has been arrested.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. He further submits that the injuries of the victim are simple in nature. Applicant is in jail since 22.10.2019 and he is ready to furnish adequate surety and shall abide by all the conditions

and directions, which may be imposed by this court, therefore, the present applicant may be released on bail.

4. Per contra, State counsel 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, looking to the detention period of the applicant i.e. since 22.10.2019, as 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. 50,000/- with one local surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the said Court on each and every date given to him by the said Court.

**Sd/-
(Rajani Dubey)
Judge**

Vijay Sahu