

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 797 of 2020

- Shriwas Walmiki S/o Shri Mahendra Walmiki Aged About 18 Years R/o Vindhwasini Ward, Behind Tanki No. 4, Dhamtari, Police Station City Kotwali Dhamtari, District Dhamtari, Chhattisgarh., District : Dhamtari, Chhattisgarh

---- Applicant

Versus

- The State Of Chhattisgarh Through The Station House Officer, Police Station City Kotwali Dhamtari, District Dhamtari, Chhattisgarh., District : Dhamtari, Chhattisgarh

---- Respondent

For Applicant : Shri Sunil Sahu, Advocate

For Respondent /State : Shri Anil Tripathi, P.L.

Hon'ble Smt. Justice Rajani Dubey

Order on Board

17/03/2020

1. Heard.
2. This is the first bail application filed under Section 439 of the Cr.P.C. for grant of regular bail to the applicant, who has been arrested in connection with Crime No.436/2019, registered at Police Station City Kotwali, Dhamtari(CG) for the offence punishable under Sections 394, 506, 307/34 of the IPC.
3. As per the case of prosecution, on 9.10.2019 at 8.45 pm, near Danitola School Chowk, Dhamtari, the applicant along with other co-accused persons has abused and beaten the complainant Ramesh Kumar Joshi and caused injuries to him with knife.
4. Learned counsel for the applicant submits that the applicant has not committed any offence and he has been falsely implicated in

the case. He submits that main allegations are against other co-accused persons and they have been enlarged on bail by this Court in MCRC No.7290/2019. He submits that charge sheet has been filed and the applicant is in jail since 10.10.2019 and trial may take some time for its final disposal therefore, the applicant may be released on bail.

5. On the other hand, learned counsel for the State opposes the bail application.
6. Perused the entire material available on record.
7. Considering the facts and circumstances of the case, in particular the nature of allegations against the applicant; charge sheet has been filed and the co-accused persons have been enlarged on bail, I am of the opinion that present is a fit case to release the applicant on bail.
8. Accordingly, the bail application filed under Section 439 Cr.P.C. is allowed.
9. It is directed that the applicant shall be released on bail on his furnishing a personal bond in sum of Rs.25,000/- with one surety in like sum to the satisfaction of the concerned trial Court for his appearance before the said Court as and when directed till the disposal of the trial.
10. Certified copy as per rules.

Sd/

(Rajani Dubey)
JUDGE