

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 1217 of 2020**

- Dhaneshwar Das Manikpuri S/o Ishwar Das Manikpuri Aged About 23 Years R/o Behind Bus Stand, Khairagarh, Tahsil - Khairagarh, District Rajnandgaon, Chhattisgarh.

---- Applicant

Versus

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

---- Respondent

For Applicant.	:	Mr. Rakesh Pandey, Advocate.
For Respondent/State	:	Mr. Sameer Sharma, Dy. G.A.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****19.05.2020**

1. The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail in connection with Crime No. 242/2019 registered at Police Station : Khairagarh, District Rajnandgaon (C.G.) for the offence punishable under Sections 461/34 of IPC.
2. The prosecution story in brief is that complainant namely Dilip Singh Rajput had lodged complaint at concerned police station alleging therein that on 05.07.2019, at about 3 AM, when he saw his Pan Shop, he found that the lock was broken and Rs. 2,000/- was missing. After investigation police came to know that present applicant along with co-accused Bhupendra Patwa and Shadab Khan are involved in the offence and on the basis of memorandum of co-accused,

present applicant has been arrested.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the crime in question. He further submits that except memorandum of co-accused there is nothing against the present applicant. Applicant is in jail since 15.11.2019 and he is ready to furnish adequate surety and shall abide by all the conditions and directions, which may be imposed by this Hon'ble Court, therefore, he may be released on bail.
4. On the other hand, State counsel strongly opposes the bail application.
5. I have heard learned counsel for the parties and perused the record.
6. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case and further considering that the applicant is in jail since 15.11.2019 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. 1,00,000/- with one 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**