

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 2637 of 2020

- Ravi Pujar, S/o Jagdish Ram Pujar, Aged About 31 Years R/o M I G S 68, Phase 1, Kabir Nagar, Raipur Chhattisgarh.,

---- Applicant

Versus

- State Of Chhattisgarh, Through Police Station - Kabir Nagar Raipur Chhattisgarh.

---- Respondent

For Applicant	: Shri Omkar Nath Shrivastava, Advocate
For Respondent/State	: Shri ayaz Naved, GA

Hon'ble Smt. Justice Rajani Dubey

Order On Board

22/05/2020

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. 84/2020 registered at police station Kabir Nagar, Raipur, district Raipur (CG) for the offence punishable under Sections 153 A and 295 A IPC and Section 66 C of the Information Technology Act.

As per prosecution case, the applicant has fraudulently and dishonestly used the identification feature on Facebook of a girl

namely Nisha Jindal over Internet Protocol and posted some hate contents against a community.

Counsel for the applicant submits that the applicant has been falsely implicated. He submits that the applicant is in jail since 17.04.2020; charge sheet has been filed 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.

Taking into consideration the submissions of the counsel for the parties and nature of offence, I am inclined to enlarge 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 local surety for the like sum to the satisfaction of the concerned Court on the condition that he shall appear before the trial court regularly on each and every date of hearing unless and until exempted, he shall be released on bail.

It is made clear that if the applicant has already been released on bail pursuant to the bail bonds already furnishing in view of the order passed by the High Power Committee constituted in compliance of the order of the Supreme Court of India dated 23.03.2020 in the matter of **In Re: Contagion of COVID 19 Virus in Prisons** (Suo Moto Writ Petition (C) No. 1/2020), he need not

furnish bail bonds afresh and the bail bonds already furnished shall be deemed to be the bail bonds furnished in compliance of the order of this Court, but if he has not furnished the bail bonds earlier, then he will be required to furnish bail bonds within four weeks' from today.

Sd/-
(Rajani Dubey)
Judge

suguna