

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 3279 of 2020**

- Pradeep Kumar, Aged about- 27 years, S/o- Ramanarayn, R/o- Village Chipchipi, Thana- Jhagrakhand, District- Koriya (C.G.)

---- Applicant**Versus**

- The State of Chhattisgarh Through Police Station Jhagrakhand, District- Koriya (C.G.)

---- Respondent

For Applicant. : Mr. Parag Kotecha, Advocate.

For Respondent/State : Mr. Dinesh Tiwari, Dy. G.A.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****23.06.2020**

1. Heard on admission.
2. Admit.
3. 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. 46/2020 registered at Police Station : Jhagrakhand, District Koriya (C.G.) for the offence punishable under Section 306 of the IPC.
4. The brief facts of the case are that, the applicant always use to harass the deceased Smt. Bindurani physically and mentally, hence she committed suicide on 15.08.2019. Based on this, a report was lodged at concerned police station. After completion of investigation, offence has been registered against the applicant and he has been arrested on 14.05.2020.
5. Learned counsel for the applicant submits that the applicant has been falsely implicated in the crime in question. He further submits that as the applicant is in custody since 14.05.2020, charge sheet has been filed and the trial is likely to take some time for its final disposal, therefore, he may be released on bail.

6. On the other hand, counsel for the State opposes the bail application.
7. I have heard learned counsel for the parties and perused the record.
8. Considering the facts and circumstances of the case, in particular the nature of offence and further considering the fact that the applicant is in jail since 14.05.2020, charge sheet has been filed and there is no likelihood of his case being decided in near future, without further commenting on merits of the case, I am of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.
9. Accordingly, the application filed under Section 439 Cr.P.C. is allowed.
10. 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 local 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.
11. It is made clear that if the applicant has already been released on bail pursuant to the bail bonds already furnished in view of the order passed by the High Power Committee constituted in compliance of the order of the Supreme Court of India dated 23.3.2020 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 bond afresh and the bail bond already furnished shall be deemed to be the bail bond furnished in compliance of the order of this Court, but if he has not furnished the bail bond earlier, then he will be required to furnish bail bond within four weeks from today.
12. Certified copy, as per rules.

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