

NAFR

HIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 3776 of 2020

1. Rakesh Alias Jaggu Alias Jagattaran Rajwade S/o Ramgadhiya Rajwade Aged About 28 Years R/o Korondha P.S. Lakhanpur, District- Surguja, Chhattisgarh.

---- Applicant

Versus

1. State Of Chhattisgarh Through, SHO Police Station Dhourpur District- Surguja, Chhattisgarh.

---- Respondent

For Applicant

Mr. Sanjay Pathak, Advocate

For Respondent /State

Mr. K.K. Singh, Govt. Advocate

*(Proceedings through Video Conferencing)*Hon'ble Mr. Justice Prashant Kumar MishraOrder On Board4/9/2020

1. Heard.
2. The applicant has preferred this first bail application under Section 439 of CrPC, as she is arrested in connection with Crime No.54/2019, registered at Police Station Dhourpur, District Surguja (CG), for the offence punishable under Sections 363, 366, 342, 376(A)(B), 376(2)(n) of the Indian Penal Code and Sections 5 (३) read with Sections 6, 5 (३) read with Section 6 of the POCSO Act.

3. Applicant has abducted and committed forcible sexual intercourse with the prosecutrix, aged about 11 years 4 months on the date of incident i.e. 17-8-2019.
4. Considering the nature of allegation and the age of the prosecutrix, this Court is not inclined to grant bail to the applicant.
5. Accordingly, the bail application is rejected. However, liberty is reserved in favour of the applicant to revive the prayer for grant of bail after examination of the prosecutrix.

Sd/-

(Prashant Kumar Mishra)
Judge

Gowri