

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 4266 of 2020**

- Shatrughan Dewangan, S/o Shri Dukalaha Ram Dewangan, Aged about 50 years, R/o Millennium Chowk, Sundar Nagar, Raipur, District Raipur (C.G.)

---- Applicant**Versus**

- State of Chhattisgarh, Through – Station House Officer, PS-Khairagarh, District Rajnandgaon (C.G.)

---- Respondent

For Applicant	:	Mr. Anil Gulati, Advocate.
For Respondent/State	:	Mr. H.S. Ahluwalia, Dy. A.G.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****17/08/2020**

1. The accused/applicant has moved this first bail application under Section 439 of Criminal Procedure Code for releasing him on regular bail during trial in connection with Crime No. 111/2020 registered at Police Station- Khairagarh, District Rajnandgaon (C.G.) for the offence punishable under Sections 135-1(1), 139, 137 and 140 of the C.G. Electricity Act.
2. The prosecution story in brief is that, it is alleged against the applicant is that the applicant knowingly this fact that the property which was used for the supply of electricity purchased by the applicant.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the crime in question. He further submits that the false seizure memo has been prepared by the police in order to rope the applicant in the criminal case. He next submits that the applicant is in jail since 18.06.2020, there is no likelihood of his case being decided in near future, therefore, the present applicant may be released on bail.

4. On the other hand, counsel for the State opposes the bail application and submits that the allegation against the applicant is of serious in nature; therefore, no case is made out for grant of bail.
5. I have heard learned counsel for the parties and perused the case diary.
6. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, detention period of applicant and further considering that the applicant is in jail since 18.06.2020, 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. 50,000/- with one local surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given to him by the said Court.

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

Vasant