

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 4695 of 2020**

- Yashwant Sahu S/o Shri Purushottam Sahu aged about 26 years, R/o Jhanda Chowk, Sanjay Nagar, Police Station-Tikrapara, Raipur, Tahsil & District-Raipur, Chhattisgarh.

---- Applicant**Versus**

- State Of Chhattisgarh, Through - Station House Officer, Police Station D. D. Nagar, Raipur, District-Raipur, Chhattisgarh.

---- Respondent

For Applicant	:	Mr. Sakib Ahmed, Adv.
For Respondent/State	:	Ms. Sunita Jain, G. A.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****31/08/2020**

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. 120/2020 registered at Police Station D. D. Nagar, Raipur, District-Raipur (C.G.) for the offence punishable under Sections 294, 323, 506, 384 of the IPC and 18(d) of Protection of Abhay Lingi Persons Act.
2. The prosecution story, in brief is that, the complainant lodged a report that on pretext of marriage the applicant has made physical exploitation for 4 years and on refusal the applicant abused, assaulted to the complainant, threatened for life and took Rs. 5,50,000/- where, I have already told that I am a neutral. Based on this offence has been registered against the present 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 applicant is in jail since 17.03.2020, 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 offence is triable by Judicial Magistrate First Class. The applicant is in jail since 17.03.2020, 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. 25,000/- 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**