

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 4639 of 2020

- Vedprakash Chouhan, S/o. Dayaram Chouhan, Aged about 25 years, R/o. Indrapuri Rahangi, PS Chakarbhata, District Bilasur CG

---- Applicant

Versus

- State Of Chhattisgarh, Through Station House Officer, Police Station Chakarbhata, District Bilaspur CG

---- Respondent

For Applicant : Shri Om Prakash Sahu, Advocate
For Respondent /State : Shri Rahul Jha, GA

Hon'ble Smt. Justice Rajani Dubey

Order On Board

28/08/2020

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. 142/2020 registered at police station Chakarbhata, district Bilaspur (CG) for the offence punishable under Section 377 IPC.

As per prosecution case, report was lodged by the complainant against the applicant with regard to domestic violence Act.

Counsel for the applicant submits that the applicant has been falsely implicated in the case. He submits that the applicant is in jail since 18.06.2020 and looking to the conduct of the prosecution it is clear that the trial will take time for its conclusion, therefore he may be released on bail.

On the other hand counsel for the State opposes the bail

application.

Having heard counsel for the parties, considered the totality of the fact, in particular the detention period of the applicant, I am inclined to release 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 surety for the like sum to the satisfaction of the concerned Court, he shall be released on bail.

Sd/-

(Rajani Dubey)

Judge