

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRCA No. 1067 of 2020**

- Dileshwar Mali S/o Mohan Lal Mali Aged About 23 Years R/o Village- Sakrali, P.S. And Dabhra, Dist.- Janjgir- Champa, (C.G.), District : Janjgir-Champa, Chhattisgarh

---- Petitioner**Versus**

- State Of Chhattisgarh Through District Magistrate, Dist.- Janjgir- Champa, (C.G.)

---- Respondent

For Applicant
For Respondent/State

Mr. Ishwar Jaiswal, Advocate
Mr. Alok Bakshi, Additional Advocate
General

SB: Hon'ble Mr. Justice Prashant Kumar Mishra**Order On Board****26/11/2020**

1. Heard.
2. This is an application filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the applicant, who is apprehending his arrest in connection with Crime No.236/18 registered at Police Station Dabhra, District Jangjir-Champa (CG) for the offence punishable under Section 376 of the IPC.
3. The applicant sexually exploited the prosecutrix on promise to marry. Having stayed with the prosecutrix for few months, the

applicant abandoned her on 13.8.2017.

4. Although there is considerable delay in lodging the FIR, but that is to be considered when the applicant moves for regular bail.
5. Considering the nature of allegations, I am not inclined to extend the benefit of Section 438 of Cr.P.C. to the applicant
6. Accordingly, The bail application is dismissed. However, in the event, the applicant surrenders and applies for regular bail, the jurisdictional Court shall consider and decide his bail application expeditiously.

Sd/-

(Prashant Kumar Mishra)
Judge

Gowri