

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5465 of 2020

Khagendra Singh Rajput @ Pintu, S/o Late Pratap Singh Rajput, aged about 27 years, R/o Village Sandail Police Station Urga, District Korba (CG), Present Address Village Murli (In the House of accused Rajput), Out Post Hardibazar, Police Station, Kusmunda, District Korba (CG)

---- Applicant

Versus

State Of Chhattisgarh Through Station House Officer,
Police Station Kusmunda, District Korba (CG)

---- Respondent

For Applicant : Shri Dharmesh Shrivastava, Advocate
For State/Respondent : Shri H.S.Ahluwalia, Dy. A.G.

Hon'ble Smt.Justice Rajani Dubey
Order On Board

29.09.2020

1. The matter is heard through video conferencing.
2. The applicant has preferred this bail application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is arrested in connection with Crime No.341/2019, registered at Police Station Kusmunda, District Korba(CG) for the offence punishable under Sections 457, 380, 511 and 427 of the IPC.
3. Case of the prosecution is that the applicant entered into SBI ATM and tried to commit theft of the cash by breaking the ATM Machine. On the basis of CCTV footage the applicant has been arrested.
4. Learned counsel for the applicant submits that the applicant is innocent and he has not committed any offence. He submits that the applicant is in jail since 4.9.2019 and trial may take some time for its final disposal, therefore, the applicant may be released on bail.
5. On the other hand, learned State counsel opposes the bail application.

6. I have heard learned counsel for the parties and perused the case diary.
7. Considering the totality of the facts and circumstances of the case and further considering the detention period of the applicant and trial is likely to take some time for its final disposal, I am inclined to release the applicant on regular bail. Accordingly, the bail application filed under Section 439 Cr.P.C. is allowed.
8. It is directed that the applicant shall be released on bail on his furnishing a personal bond in sum of Rs.50,000/- with one surety in like sum to the satisfaction of the concerned trial Court for his appearance before the said court as and when directed till the disposal of the trial.
9. Certified copy as per rules.

**Sd/
(Rajani Dubey)
JUDGE**