

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7465 of 2019**

- Sapna Rajput @ Savita Singh W/o Sheru @ Om Prakash Aged About 26 Years, R/o Mines Colony, Jhopadpatti, Vishrampur, Police Station Vishrampur, Tahsil And District Surajpur, Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh, Through : Station House Officer, Police Station Vishrampur, District Surajpur, Chhattisgarh.

---- Respondent

For Applicant	:	Mr. Dharmesh Srivastava, Adv.
For Respondent/State	:	Mr. Anurag Verma, PL.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****14/01/2020**

1. The accused/applicant has moved this first bail application under Section 439 of Criminal Procedure Code for releasing her on regular bail during trial in connection with Crime No. 227/2019 registered at Police Station-Vishrampur, District - Surajpur (C.G.) for the offence punishable under Sections 392, 506 and 120-B of the IPC.
2. The prosecution story, is that the present applicant and the complainant met in train during their journey and they gave their mobile numbers to each other and started conversation thereafter through mobile phone. It is alleged that the husband of the present qapplicant was also having knowledge of the friendship of the present applicant and the complainant. It is alleged that the husband and wife planned and called the complainant to their house. It is further alleged that the present applicant along with her husband staining the complainant of melestation and thereafter

looted a sum of Rs. 5500/- and ATM card of the complainant and thereafter went to the ATM booth with the complainant and withdraw a sum of Rs. 500/-. It is further alleged that apart from this the complainant also gave a sum of Rs. 10,000/- to the applicant by taking the same from one friend Captain Sardar and others. 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 24.10.2019, there is no likelihood of her 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.
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 the facts that the offence is triable by Judicial Magistrate First Class. The applicant is in jail since 24.10.2019 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 her 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. She is directed to appear before the trial Court on each and every date given to her by the said Court.

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