

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7692 of 2019**

- Rakesh Kurrey, S/o Ganeshu Kurrey, Aged About 18 Years, R/o Ward No. 17, Tilda, Police Station- Tilda, Nevra, District- Raipur Chhattisgarh.

---- Applicant

Versus

- State of Chhattisgarh Through: Station House Officer, Police Station- Nevra, Tilda, District- Raipur Chhattisgarh.

---- Respondent

For Applicant	: Mr. C. R. Sahu, Adv.
For Respondent/State	: Ms. Reena Singh, P.L.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****02.03.2020**

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. 335/2019 registered at Police Station- Nevra, Tilda, District- Raipur, (C.G.) for the offence punishable under Sections 363, 366 of IPC.
2. The prosecution story, in brief is that, it has been alleged that on the pretext of marriage, the present applicant abducted the prosecutrix and also threatened her that if she did not marry with him then he will kill himself. Thereafter, 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 there is no allegation of rape against the applicant. The applicant is in jail since 27.07.2019, 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.

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, and further considering the facts that there is no allegation of rape against the applicant. The applicant is in jail since 27.07.2019 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 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**