

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7727 of 2019**

- Lacchiram @ Chotu Sarthi, S/o Shri Masturam Sarthi, Aged About 26 Years, R/o Near Chamda Godam, Out Post Jutemill, Police Station- City Kotwali, Tahsil and District- Raigarh, Chhattisgarh.

----Applicant

Versus

- State of Chhattisgarh, Through Station House Officer of The Out Post Jutemill, Police Station- City Kotwali, Tahsil and District Raigarh, Chhattisgarh.

---- Respondent

For Applicant	: Mr. Abhishek Saraf, Adv.
For Respondent/State	: Ms. Reena Singh, P.L.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****21.01.2020**

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. 873/2019 registered at Police Station- Out Post Jutemill, Police Station- City Kotwali, Tahsil and District Raigarh, (C.G.) for the offence punishable under Sections 25, 27 of the Arms Act.
2. The prosecution story, in brief is that, on 10.10.2019 while city patrolling, police got secret information from the informer that present applicant was roaming nearby his home keeping a sharp edged weapon i.e. knife in the hand. 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 the applicant is in jail since 10.10.2019, 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 the applicant is in jail since 10.10.2019 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 his executing a personal bond in the sum of Rs. 50,000/-, 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**