

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7862 of 2019**

- Ishwar Ram Verma S/o Shri Ram Sevak Verma Aged About 55 Years, R/o Village Daihan, Paragaon (Parsahi), Police Chowki- Mudiya Mohara, Police Station- Dongargarh, Tehsil- Khairagarh, District- Rajnandgaon, Chhattisgarh.

---- Applicant**Versus**

- State Of Chhattisgarh, Through : District Magistrate, District- Rajnandgaon, Chhattisgarh.

---- Respondent

For Applicant	:	Mr. Govind Ram Miri, Adv.
For Respondent/State	:	Ms. Reena Singh, PL.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****23/01/2020**

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. 539/2019 registered at Police Chowki-Mohara, Police Station-Dongargarh, District - Rajnandgaon (C.G.) for the offence punishable under Sections 304, 379 of the IPC and 135 of Electricity Act.
2. The prosecution story, is that one Ku. Joyoti Verma was found dead in the agricultural land of the applicant and beside her dead body there was naked wire which was connected to the electric pole on the said land. Upon disconnecting the wire from the pole it was found that she died due to coming in contact with current of the said wire. 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 06.11.2019, 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, detention period of applicant and further considering the facts that the applicant is in jail since 06.11.2019 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**