

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 8001 of 2019**

- Milan Mandal S/o Balayi Mandal Aged About 26 Years, R/o Kamalpur P.S. Ramanujganj, District Balrampur, Ramanujganj, Chhattisgarh.

---- Applicant

**Versus**

- State Of Chhattisgarh, Through : Station House Officer, P.S. Ramanujganj, District Balrampur, Ramanujganj, Chhattisgarh.

---- Respondent

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| For Applicant        | : | Mr. Shakti Raj Sinha, Adv.  |
| For Respondent/State | : | Mr. Vaibhav K. Agrawal, PL. |

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**Hon'ble Smt. Justice Rajani Dubey****Order on Board****28/01/2020**

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. 154/2019 registered at Police Station-Ramanujganj, District - Balrampur-Ramanujganj (C.G.) for the offence punishable under Section 306 of the IPC.
2. The prosecution story, in brief, is that on 08.09.2019 the husband of the deceased lodged a report that on 07.09.2019 his wife Jyoti Rai has committed suicide by hanging herself. Near body of deceased, a suicide letter was found in which the allegation has been levelled upon the applicant for abetment of suicide. 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 there is love affair between the applicant and deceased and on her statement, prior deceased stated her

willingness to live along with the applicant. The applicant is in jail since 09.09.2019, 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 09.09.2019 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**