

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8086 of 2019**

- Radheshyam Sahu S/o Sitaram Sahu Aged About 26 Years R/o Mandeep Thana Saliha, Baloda Bazar, District Baloda Bazar-Bhatapara, Chhattisgarh.

---- Applicant**Versus**

- State Of Chhattisgarh, Through : The Police Station House Officer Police Station Saliha, District Baloda Bazar-Bhatapara, Chhattisgarh.

---- Respondent

For Applicant	:	Mr. Deepkaj Jain, Adv.
For Respondent/State	:	Mr. Vinod Kumar Tekam, PL.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****03/02/2020**

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. 84/2019 registered at Police Station-Saliha, District - Baloda Bazar-Bhatapara (C.G.) for the offence punishable under Section 306 of the IPC.
2. The prosecution story, in brief, is that on 16.06.2019 at about 12:00 noon deceased Hemlata Sahu in her house committed suicide by consuming a poisonous substance. Thereafter, during treatment she died in hospital. The applicant informed to the police that her wife died in the hospital. After investigation police registered the case 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 charge-sheet has been filed and the applicant is in jail since 04.11.2019, 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 04.11.2019 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**