

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 8165 of 2019

- Shobhraj Thakur S/o Sunder Singh Thakur, Aged About 33 Years
R/o Jagannathpur, Police Station And District Balod
Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police
Station Balod, District Balod Chhattisgarh

---- Respondent

For Applicant	: Shri Akash singh, Advocate
For Respondent /State	: Ms.Akshara Amit, PL

Hon'ble Smt. Justice Rajani Dubey

Order On Board

03/02/2020

The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is in custody in connection with Crime No.310/2019 registered at police station Balod, district Balod (CG) for the offence punishable under Sections 323,354,354(A) IPC and Section 7/8 of the Protection of Children from Sexual Offences Act, 2012.

Case of the prosecution in brief is that report was lodged by the prosecutrix alleging that on the date of incident when she was standing near her house along with her friend, the applicant and co-accused came near her and tried to outrage her modesty.

Counsel for the applicant submits that the applicant has been

falsely implicated in the case. He submits that the applicant is in jail since 04.07.2019; the charge sheet has been filed and looking to the conduct of the prosecution it is clear that the trial will take time for its conclusion.

On the other hand counsel for the State opposes the bail application.

Having heard counsel for the parties, considered the totality of the fact, in particular the nature of allegation and the detention period of the applicant, I am inclined to release him on regular bail. Accordingly, his application filed under Section 439 of the Code of Criminal Procedure is allowed.

It is directed that in the event of the applicant's furnishing a personal bond in the sum of Rs.25,000/- with one surety for the like sum to the satisfaction of the concerned Court, he shall be released on bail.

Sd/-
(Rajani Dubey)
Judge