

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8361 of 2019**

- Ravi Sahu, S/o Jangliram Sahu, Aged About 20 Years, R/o Village Karamtara, P.S. Lalbagh, Tehsil & District- Rajnandgaon, Chhattisgarh.

---- Applicant

Versus

- State of Chhattisgarh, Through Police Station- Khairagarh, District- Rajnandgaon, Chhattisgarh.

---- Respondent

For Applicant	: Mr. Abhishek Pandey, Adv.
For Respondent/State	: Mr. Anurag Verma, P.L.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****07.02.2020**

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. 428/2019 registered at Police Station- Khairagarh, District- Rajnandgaon, (C.G.) for the offence punishable under Sections 341, 294, 323, 365, 120-B of I.P.C.
2. The prosecution story, in brief is that, complainant Khilendra Chandan has lodged an FIR alleging that when he was returning from Sai Mandir Khairagarh with his wife, the tyre of motorcycle was punctured at that time some persons came there and put red chilli powder in his eyes and assaulted him and forcefully abducted his wife. Thereafter, offence has been registered against the present applicant and other co-accused persons.
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 present applicant is not a main accused. The applicant is in jail since 21.11.2019, 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, and further considering the facts that applicant is not a main accused. The applicant is in jail since 21.11.2019 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**