

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 8510 of 2019

- Chhedi Lal Sharma S/o Shri Suraj Mal Sharma Aged About 56 Years R/o Near Sai Temple Akaltara, Police Station And Tahsil Akaltara, District Janjgir Champa Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station Akaltara, District Janjgir Champa Chhattisgarh.

---- Respondent

For Applicant : Shri Ravindra Sharma, Advocate
For Respondent/State : Ms. Akshara Amit, PL
For Respondent/Objector : Shri Vaibhav Goverdhan, Advocate
Mother of the prosecutrix is also present in the Court. She has no objection if the applicant is granted bail.

Hon'ble Smt. Justice Rajani Dubey

Order On Board

12/03/2020

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. 334/2019 registered at police station Akaltara, District Janjgir-Champa (CG) for the offence punishable under Sections 354,354(A)(1)(iv) IPC and Section 8 of the POCSO Act.

As per prosecution case, complaint was lodged by the mother of the prosecutrix alleging that her daughter was studying in the school where the applicant was working as a teacher. It is alleged that the applicant has made an attempt to outrage the modesty in the class

room.

Counsel for the applicant submits that the applicant has been falsely implicated in the case. He submits that the applicant is in jail since 14.12.2019 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 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