

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 1256 of 2021**

1. Mohit Sahu, S/o Suklu Sahu Aged About 28 Years, R/o Village- Rampur Nawagaon, Police Station & Tahsil- Chhuikhadan, District- Rajnandgaon, Chhattisgarh.
2. Suklu Sahu, S/o Late Ratnu Sahu Aged About 68 Years, R/o Village- Rampur Nawagaon, Police Station & Tahsil- Chhuikhadan, District- Rajnandgaon, Chhattisgarh.

---- Applicants

Versus

- State Of Chhattisgarh Through The Station House Officer, Police Station- Chhuikhadan, District- Rajnandgaon, Chhattisgarh.

---- Respondent

For Applicants	: Mr. Shivendu Pandya, Adv.
For Respondent/State	: Mr. Ravish Verma, G.A.

Hon'ble Smt. Justice Rajani Dubey

Order on Board

31.05.2021

1. The matter is heard through video conferencing.
2. The accused/applicants have moved this **first bail application** under Section 439 of Criminal Procedure Code for releasing them on regular bail during trial in connection with Crime No. 13/2021 registered at Police Station Chhuikhadan, District- Rajnandgaon (C.G.) for the offence punishable under Section 306/34 of I.P.C.
3. The prosecution story, in brief is that, the present applicants used to harass the deceased physically and mentally due to which she committed suicide by hanging herself. Thereafter, offence has been registered against the present applicants.
4. Learned counsel for the applicants submits that the applicants are innocent and have been falsely implicated in the crime in question. He further submits that applicants have not played any

in the aforesaid occurrence. He next added that the applicants are in jail since 18.01.2021, there is no likelihood of their case being decided in near future, therefore, the present applicants may be released on bail.

5. On the other hand, counsel for the State opposes the bail application submitting that independent witnesses clearly stated that deceased has been tortured by the accused persons due to which she committed suicide by hanging herself. He further submits that the allegations against the applicants, are serious in nature. Therefore, no case is made out to release the applicants on bail.
6. I have heard learned counsel for the parties and perused the records.
7. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, and further considering the facts that the applicants are in jail since applicants are in jail since 18.01.2021, 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 applicants on bail. Accordingly, the application is allowed.
8. Accused/applicants are directed to be released on bail on their executing a personal bond in the sum of Rs. 25,000/- each, with one local surety in the like sum to the satisfaction of the trial Court. They are directed to appear before the trial Court on each and every date given to them by the said Court.

**Sd/-
(Rajani Dubey)
Vacation Judge**