

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRA No. 278 of 2021

- Birendra Yadav, S/o Shri Ram Sundar Yadav, Aged About 35 Years, Permanent R/o Bhanwar Tolapar Pahar, P.S. Hariharganj, District- Palamu (Jharkhand).

Present R/o- C/o Abdul Khan, Atal Awas, Tadesara, P.S. Somni, District- Rajnandgaon, Chhattisgarh.

---- Appellant

Versus

- State of Chhattisgarh, Through- Police Station of Dharsiwa, District- Raipur, Chhattisgarh.

---- Respondent

For Appellant : Mr. Pragalbha Sharma, Advocate
For Respondent/State : Dr.(Ms.) Veena Nair, Dy.A.G.

Hon'ble Justice Shri Gautam Chourdiya

Judgment on Board

01.04.2021

- 1) The appellant has preferred this appeal under Section 14 (A) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 as the appellant was arrested on 24.11.2020 in connection with Crime No. 526/2020 for offence under Section 452, 376, 506 of IPC and Section 3 (2) (v) of SC/ST Act registered at Police Station- Dharsiwa, District- Raipur (C.G.).
- 2) At the outset, learned counsel appearing for the appellant seeks to withdraw this Criminal Appeal with liberty to file afresh as and when occasion arises.
- 3) Counsel for the State has no objection to the above prayer.

- 4) Prosecutrix is present in person alongwith her father and she raised objection to grant of bail to the appellant.
- 5) Permission granted.
- 6) Accordingly, the Criminal Appeal is dismissed as withdrawn with the liberty as stated above.
- 7) Registry is directed to return the certified copy of the impugned order to the counsel for the appellant on his furnishing true authenticated photocopy of the same.

Sd/-

**(Gautam Chourdiya)
Judge**

Nadim