

HIGH COURT OF CHHATTISGARH, BILASPUR**M.CR.C. No. 2131 of 2021**

Vetti Rakesh, S/o. Vetti Deva, aged about 22 years, R/o. Village Dabbaras, Patel Para, Jeerampal, Police Station Gadiras, Tahsil Sukma, District Sukma (Chhattisgarh).

---- Applicant

Versus

State Of Chhattisgarh, Through : The Station House Officer, Police Station Gadiras, District Sukma (Chhattisgarh).

---- Respondent

For Applicant : Mr. Praveen Dhurandhar, Advocate

For Respondent/State : Ms. Smriti Shrivastava, P.L.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board

28/06/2021

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant, who has been arrested in connection with Crime No.13/2020, registered at Police Station – Gadiras, District – Sukma (C.G.) for the offence punishable under Section 363, 354, 343, 506 of the Indian Penal Code and Section 8 of Protection of Children from Sexual Offences Act.
2. It is submitted by the learned counsel for the applicant that the applicant has been falsely implicated in this case. The applicant is in jail since 26.10.2020. Charge-sheet in this case has been filed and the trial is not making any progress. Therefore, it is prayed that the applicant may be released on bail.
3. On the other hand, learned counsel for the State opposes the bail application and the submissions made in this respect. It is submitted

that the allegation against this applicant is of grave nature, therefore, he should not be released on bail.

4. Prosecutrix is virtually present before this Court through Help Desk of T.L.S.A., Sukma on notice. She has no objection in grant of bail to the applicant.
5. I have heard the learned counsel for both the parties and perused the case diary.
6. As per the prosecution case, on 06.10.2020, this applicant abducted the minor victim and took her to different places, where he kept her in his custody for about six days, during this period, this applicant outraged the modesty of the minor victim.
7. Considered on the submissions and the facts of the case. As the trial against the applicant is getting delayed due to current pandemic situation and he is in jail since more than 7 months, hence for this reason, this Court is of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.
8. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.
9. It is directed that applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge