

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 2573 of 2021**

1. Ajay Kumar Prasad son of Rambilas Prasad, aged about 45 years, Occupation Private Clinic.
2. Pranot @ Arpit Mourya son of Ajay Kumar Prasad, aged about 19 years, Occupation Student.

Both are resident of Mohalla Chopdapara (Ring Road), Police Station & Tahsil Ambikapur, District Surguja (C.G.)

---- Applicant**Versus**

- State Of Chhattisgarh Through Station House Officer, Police Station Ambikapur, District Surguja (C.G.)

---- Respondent

For Applicants	:	Mr. D.N. Prajapati, Advocate.
For Respondent/State	:	Ms. Akanksha Jain, Dy. G.A.

Hon'ble Smt Justice Rajani Dubey**Order on Board****02/06/2021**

Proceeding through video conferencing.

1. The applicants have preferred this first bail application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is arrested in connection with Crime No.240/2021, registered at Police Station - Ambikapur, District Surguja (C.G.) for the offence punishable under Sections 147, 149, 294, 506, 332, 186 and 353 IPC.
2. Allegation against the present applicants is that on 27.02.2021 at about 9.00 pm, when they were in police station Ambikapur, they misbehaved with complainant Satyendra Dubey, who is Constable, and also assaulted him. Based on this, offence has been registered. The present applicants have been taken into custody on 01.03.2021.
3. Learned counsel for the applicants submits that the present applicants are innocent and have been falsely implicated in the case. He further submits that the allegation against the

present applicants is that they only used filthy language in the police station. He also submits that four accused persons have already been granted bail by the trial Court. He next submits that the applicants are in custody since 01.03.2021 and there is no likelihood of their case being decided in near future. Therefore, they may be released on bail.

4. On the other hand, learned counsel for the State opposed the bail application.
5. I have heard learned counsel for the parties and perused the record.
6. Considering the totality of the facts and circumstances of the case, nature of offence and further considering the fact that the applicants are in custody since 01.03.2021, without further commenting on merits of the case, I am inclined to release them on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the Applicants shall be released on bail on their executing a personal bond for a sum of 25,000/- each with one solvent surety of the like amount to the satisfaction of the trial Court for their appearance before the said Court as and when directed.
9. I.A.No.01/2021 and 02/2021 stand disposed of.

Certified copy, as per rules.

Sd/-
(Rajani Dubey)
Vacation Judge