

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 2607 of 2021

- Gurbaru Ram @ Thetha S/o Bhurram Aged About 24 Years
R/o -Tukupkhana, Police Station And Tahsil- Patthalgaon,
District- Jashpur, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police
Station- Patthalgaon, District- Jashpur, Chhattisgarh.

---- Respondent

For Applicant	: Shri Sanjeev Kumar Sahu, Advocate
For Respondent/State	: Shri Chandresh Shrivastava, Dy.AG

Hon'ble Smt. Justice Rajani Dubey
Order On Board By Virtual Hearing

10/05/2021

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. 223/2020 registered at police station Patthalgaon, district Jashpur (CG) for the offence punishable under Sections 376,376(A), (B), 363,366 (A) IPC and Section 3 (2-v) of the SC/ST (Prevention of Atrocities) Act.

As per prosecution case, report was lodged by the complainant alleging that the applicant took away the prosecutrix from her lawful guardianship and developed physical relation with her.

Counsel for the applicant submits that the applicant has been falsely implicated in the case. He further submits that the father of the prosecutrix and she herself have not supported the prosecution case.

He submits that the applicant is in jail since 20.10.2020 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)
Vacation Judge