

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRA No. 766 of 2021

1. Surendra Kumar Sahu S/o Chhotu Sahu, Aged About 40 Years, R/o Korda, O.P. Lawan, Police Station Kasdol, Balodabazar, District Balodabazar-Bhatapara (C.G.).

---- Appellant

Versus

1. State Of Chhattisgarh, Through The Station House In-Charge, Police Station Kasdol, Chauki Lawan, District Balodabazar - Bhatapara (C.G.).

---- Respondent

For Appellant	:	Ms. Supriya Upasne, Advocate.
For Respondent/State	:	Mr. K.K. Singh, Govt. Advocate.

Hon'ble Shri Justice Gautam Chourdiya

Order on Board

02/09/2021

- 1) This appeal by the accused/appellant under Section **14(A)(2)** of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 read with Section 439 of the Code of Criminal Procedure is directed against the order dated 01/07/2021 passed by the Special Sessions Judge (Atrocities), Baloda-Bazar (C.G.), refusing to allow his regular bail under Section 439 Cr.P.C. The appellant is in jail since 18/01/2021 in connection with Crime No. 07/2021 for the offence punishable under Sections 376(2)(I)(n), 450 of I.P.C. and under Section 3 (2) (v-a) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and registered at Out Post Lawan, Police Station Kasdol, District Balodabazar-Bhatapara (C.G.).
- 2) Neither the prosecutrix is present in person nor is there any representation on her behalf despite service of notice.
- 3) Learned counsel for the appellant seeks to withdraw this appeal

with liberty to file afresh as and when occasion arises.

- 4) Counsel for the State has no objection to the above prayer.
- 5) Permission granted.
- 6) Accordingly, the Criminal Appeal is **dismissed** as **withdrawn** with aforesaid liberty.

**-Sd/-
(Gautam Chourdiya)
Judge**

Chandrakant