

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRA No. 780 of 2020

1. Bharat S/o Dhan Singh, Aged About 28 Years, R/o Village Ghutra Para, Rohulu Kachchar, Police Station Manendragarh, District Koriya (C.G.).

---- Appellant

Versus

1. State Of Chhattisgarh, Through Police Station Manendragarh, District Koriya (C.G.).

---- Respondent

For Appellant	:	Mr. Pushkar Sinha, Advocate.
For Respondent/State	:	Mr. Vimlesh Bajapi, Govt. Advocate.

Hon'ble Justice Shri Gautam Chourdiya

Order on Board

18/02/2021

- 1) This appeal by the accused/appellant under Section **14(A)(2)** of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 is directed against the order dated 10/09/2020 passed by the Special Judge (S.C.S.T (Atrocities) Act), Koriya, Baikunthpur (C.G.), refusing to allow his regular bail under Section 439 Cr.P.C. The appellant is in jail since 12/09/2017 in connection with Crime No. 307/2017 for the offence punishable under Sections 363, 366, 376, 376(2)(n), 376(d), 506, 450, 34 of IPC, under Section 6 of POCSO Act and under Section 3 (2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and registered at Police Station Manendragarh, District Koriya (C.G.).
- 2) Learned counsel for the appellant submits that he does not want to prosecute this appeal and seeks to withdraw the same with liberty to file appropriate application before the appropriate Bench. Further he prays for return of certified copy of the impugned order.

- 3) Counsel for the State has no objection to the above prayer.
- 4) Permission granted.
- 5) Accordingly, the Criminal Appeal is **dismissed** as **withdrawn** with aforesaid liberty.
- 6) Registry is directed to return certified copy of the impugned order to the Counsel for the appellant on his furnishing true authenticated xerox of the same.

-Sd/-
(Gautam Chourdiya)
Judge

Chandrakant