

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7069 of 2021**

1. Chandu Dewangan S/o Samaru Dewangan Aged About 25 Years R/o Rajiv Nagar, Ward No. 02, P.S. Durg, District - Durg, Chhattisgarh.
2. Akki Sagarvanshi S/o Parmanand Sagarvanshi Aged About 25 Years R/o Ramnagar, Urla, Durg, Chhattisgarh.
3. Yashwant Alias Billu Chandrakar S/o Chandraprakash Chandrakar Aged About 23 Years R/o Baigapara, Durg, Chhattisgarh.

---- Applicants**Versus**

- State of Chhattisgarh Through P.S. Durg, District - Durg, Chhattisgarh.

---- Respondent

For Applicants	:	Mr. P.R. Patankar, Advocate.
For Respondent	:	Mr. Wasim Miyan, PL

Hon'ble Smt. Justice Rajani Dubey**Order on Board****26.10.2021**

1. The accused/applicants have moved this first bail application under Section 439 of the Code of Criminal Procedure for releasing them on regular bail during trial in connection with Crime No. 686/2021 registered at Police Station - Durg, District Durg (C.G.) for the offence punishable under Sections 294, 506, 323, 324, 327 & 34 of the IPC.
2. As per the prosecution case the allegation against the present applicants is that on 02.08.2021, when the complainant was going to Mukti Dham Garden at Gayanagar, at that time, the present applicants along with another co-accused started abusing the complainant and, thereafter, started assaulting him with hand and fist due to which complainant received multiple injuries on various parts of his body. After investigation, applicants have been arrested and the aforesaid offence have been registered against them.

3. Learned counsel for the applicants submits that the applicants are innocent and have been falsely implicated in the case. He further submits that the applicants are in jail since 03.08.2021 and they are ready to furnish adequate surety and shall abide by all the directions and conditions imposed upon them by the Court. As charge-sheet has been filed, the present applicants may be granted bail.
4. On the other hand, counsel for the State strongly opposes the bail application and submits that there is a previous antecedent against the applicant No.1/Chandu Dewangan.
5. I have heard learned counsel for the parties.
6. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, detention period of the applicants, as the trial is likely to take some time for its final disposal, this Court is of the view that it is a fit case to release the applicants on bail. Accordingly, the application is allowed.
7. Accused/applicants are directed to be released on bail on their executing a personal bond in the sum of Rs. 50,000/- each, with one local surety in the like sum to the satisfaction of the trial Court. They are directed to appear before the said Court on each and every date given to them by the said Court.

Sd/-
(Rajani Dubey)
Judge

V/-