

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRA No. 874 of 2020

1. Bhupendra Alias Bhurru S/o Late Ram Bhagat Kewat, Aged About 24 Years R/o Village Turregarh, P.S. Dongargaon, District Rajnandgaon (C.G.).

---- Appellant

Versus

1. State Of Chhattisgarh Through S.H.O., P.S. Dongargaon, District Rajnandgaon (C.G.).

---- Respondent

For Appellant	:	Mr. Gopal S. Gupta, Advocate appears on behalf of Mr. Vinod Kumar Pandey, Advocate.
For Respondent/State	:	Dr. (Ms.) Veena Nair, Dy. Advocate General.

Hon'ble Justice Shri Gautam Chourdiya

Order on Board

01/02/2021

- 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 02/07/2020 passed by the Special Judge (Atrocity), Rajnandgaon (C.G.), refusing to allow his regular bail under Section 439 Cr.P.C. The appellant is in jail since 23/02/2019 in connection with Crime No. 90/2019 for the offence punishable under Sections 376, 506 & 450 of IPC, under Section 4 & 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 Dongargaon, District Rajnandgaon (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- 5) Accordingly, the Criminal Appeal is **dismissed** as **withdrawn** with aforesaid liberty.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