

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7075 of 2021**

- Rupesh Nishad @ Suraj Nishad S/o Late Manishankar Nishad Aged About 23 Years R/o Pratapganj Para Near, A To Z Cell Jagdalpur District Bastar, Chhattisgarh.

---- Applicant**Versus**

- State Of Chhattisgarh Through The Police Station Kotwali, District Bastar Chhattisgarh.

---- Respondent

For Applicant	:	Mr. P. K. Tulsyan, Advocate.
For Respondent	:	Mr. Ravi Maheshwari, PL.

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

- The accused/applicant has moved this first bail application under Section 439 of the Code of Criminal Procedure for releasing him on regular bail during trial in connection with Crime No. 10/2021 registered at Police Station -Kotwali, District Bastar (C.G.) for the offence punishable under Sections 457 & 380 of the IPC.
- As per the prosecution case the allegation against the present applicant is that he has stolen cash amount of about Rs. 25,000/- from the temple. Based on that, during investigation, applicant has been arrested.
- Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. He further submitted that the applicant is in jail since 02.06.2021, and he is ready to furnish adequate surety and

shall abide by all the directions and conditions imposed upon him by the Court, therefore, he may be released on bail.

- Per contra, learned State counsel opposes the bail application.
- I have heard counsel for the parties and perused the case diary.
- Considering the totality of the facts and circumstances of the case, nature of allegation, I am of the opinion that present is a fit case to release the applicant on bail.
- Accordingly, the bail application filed under Section 439 Cr.P.C. is allowed.
- It is directed that the applicant shall be released on bail on his furnishing a personal bond in sum of Rs. 50,000/- with one local surety in like sum to the satisfaction of the concerned trial Court for his appearance before the said Court as and when directed till the disposal of the trial.

**Sd/-
(Rajani Dubey)
Judge**

V/-