

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8574 of 2020**

- Dinesh Sori, S/o. Ramprasad Sori, Aged About 19 Years, Residing At Village Gawadi, P.S. Dhanora, District Kondagaon (Chhattisgarh).

---- Applicant**Versus**

- State Of Chhattisgarh Through: The Police Station Dhanora, District Kondagaon (Chhattisgarh).

---- Respondent

For Applicant	: Mr. Arvind Dubey, Adv. on behalf of Mr. P.K. Tulsyan, Adv.
For Respondent/State	: Ms. Anjali Singh Chauhan, P.L.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****24.03.2021**

1. The accused/applicant has moved this **first bail application** under Section 439 of Criminal Procedure Code for releasing him on regular bail during trial in connection with Crime No. 17/2020 registered at Police Station- Dhanora, District Kondagaon, (C.G.) for the offence punishable under Section 306 of IPC.
2. The prosecution story, in brief is that, it has been alleged that there was love affair between applicant and the prosecutrix and the applicant promised the deceased to marry her, later on he denied for the same, thereafter, deceased committed suicide. Thereafter, offence has been registered against the present applicant.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the crime in question. He further submits that charge-sheet has been filed and there is no allegation of rape against the applicant. He next added that the applicant is in jail since 19.10.2020 there is no

likelihood of his case being decided in near future, therefore, the present applicant may be released on bail.

4. On the other hand, counsel for the State opposes the bail application and the submission made in this respect. It is submitted that the offence committed by the applicant is of serious in nature, therefore, no case is made out for grant of bail.
5. I have heard learned counsel for the parties and perused the record.
6. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, and further considering the facts that there is no allegation of rape against the applicant and the applicant is in jail since 19.10.2020 and 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 applicant on bail. Accordingly, the application is allowed.
7. Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 25,000/-, with one local surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given to him by the said Court.

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

Ruchi