

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 1746 of 2020

- Pradeep Kumar Bhaskar S/o Late Mahetruram, Aged About 40 Years R/o Lachhanpur, P.S. Fasterpur, Tahsil And District Bilaspur (Chhattisgarh)

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station Fasterpur, District Mungeli Chhattisgarh

---- Respondent

For Applicant	: Smt. Seema Singh, Advocate
For Respondent/State	: Shri Samir Sharma, Dy.GA

Hon'ble Smt. Justice Rajani Dubey
Order On Board by Virtual Hearing

08/06/2021

This is an application filed under Section 438 of the Code of Criminal procedure for grant of anticipatory bail to the applicant, who is apprehending his arrest in connection with Crime No. 156/2020 registered at Police Station Fasterpur, district Mungeli (CG) for the offence punishable under Sections 323 and 354 IPC.

Case of the prosecution in brief is that report was lodged by the complainant alleging that on the date of incident, at about 5.00 p.m., when she had gone to attend the nature's call, the applicant who was returning from his fields, caught her hand with an intention to outrage her modesty. It is alleged that when she raised cries, the applicant fled

away from the spot.

Contention of the counsel for the applicant is that the applicant has been falsely implicated in the present case. She further submits that there on account of some old family dispute he has been implicated in the crime in question. She submits that in the present circumstances of the pandemic Covid-19, the investigation will take time and therefore he may be granted bail.

On the other hand, learned counsel for the State opposes the bail application.

Having heard counsel for the parties and considering the totality of the facts, in particular, the nature of allegations against the applicant, this Court is of the view that it is a fit case to grant anticipatory bail to the applicant. Accordingly, the application is allowed and it is directed that in the event of arrest of the applicant in connection with the aforesaid offence, he shall be released on bail on his executing a personal bond in sum of Rs. 25,000/- with one surety to the satisfaction of the concerned arresting/investigating officer or the court concerned, as the case may be, with the following terms and conditions:

- (i) that the applicant shall make himself available for interrogation/medical examination before the concerned investigating officer as and when required;
- (ii) that the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him/her from disclosing such

facts to the Court or to any police officer;

- (iii) that the applicant shall not act in any manner which will be prejudicial to fair and expeditious trial; and
- (iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

Sd/-

(Rajani Dubey)
Judge

suguna