

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C.No.8316 of 2021**

Dhani Ram son of Manglu Satnami (Khare), aged about 48 years,
Occupation : Agriculturist, R/o. Village Dumardih, Police Station Ghumka,
District Rajnandgaon (CG)

---Applicant

Versus

State of Chhattisgarh Through Police Station Ghumka, District
Rajnandgaon (CG)

---Non-Applicant

For Applicant	:	Mr.P.K.Patel, Advocate
For Non-Applicant/State	:	Mr.Anshuman Shrivastava, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

16/12/2021

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant who has been arrested in connection with Crime No.140/2021, registered at Police Station-Ghumka, District-Rajnandgaon (CG), for the offence punishable under Sections 294, 323, 324, 326, 506 & 34 of the IPC.

2. Case of the prosecution, in brief, is that the applicant and other co-accused have caused injuries to complainant Sudhir Bandhe by sickle, by which the complainant suffered injuries and also lost his teeth and thereby committed the aforesaid offences.

3. Learned counsel for the applicant would submit that the applicant has not committed any offence and he has falsely been implicated in crime in question. He would further submit that the applicant in jail since 15.7.2021 and other co-accused have granted bail by the trial

Court, charge-sheet has already been filed and no custodial interrogation is required, as such, he may be enlarged on regular bail.

4. On the other hand, learned counsel for the State would oppose the bail application.

5. I have heard learned counsel appearing for the parties and perused the case diary.

6. Taking into consideration the facts & circumstances of the case, nature & gravity of the offence, role of the present applicant, his pre-trial detention from 15.07.2021 and the fact that charge-sheet has already been filed, this Court is of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.

7. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.

8. It is directed that the applicant shall be released on bail on his furnishing a personal bond in the sum of ₹25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Sd/-

(Sanjay K. Agrawal)
JUDGE

B/-