

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRCA No. 1754 of 2020**

- Ram Kumar Thakur, S/o. Tamsingh Thakur, Aged about 32 years, R/o. Village Charbhata, PS City Kotwali, District Mungeli Chhattisgarh

---- Applicant**Versus**

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

---- Respondent

For Applicant	: Shri Atanu Ghosh, Advocate
For Respondent/State	: Shri Vimlesh Bajpai, 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. 575/2020 registered at Police Station City Kotwali, district Mungeli (CG) for the offence punishable under Sections 294, 323, 506-B and 452 of the IPC.

Case of the prosecution in brief is that there was some previous enmity on account of which, the applicant has assaulted the complainant as a result of which he sustained injuries.

Contention of the counsel for the applicant is that the applicant has been falsely implicated in the present case. He further submits that the applicant has also sustained injuries in the assault and 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 allegation against the applicant and that the applicant has also sustained grievous injuries, 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