

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRA No. 1028 of 2020

1. Ishwar Netam S/o Neelam Netam, Aged About 22 Years, Residing At Village Sandevda, P.S. Karpawand, District Bastar (C.G.).

---- Appellant

Versus

1. State Of Chhattisgarh, Through The Police Out Post Bakawand Police Station Nagarnar/Adim Jati Kalyan Thana Jagdalpur, District Bastar (C.G.).

---- Non-Applicant

For Appellant	: Mr. Pravin Kumar Tulsyan, Advocate.
For Respondent/State	: Mr. Dinesh R.K. Tiwari, Dy. Govt. Advocate.

Hon'ble Justice Shri Gautam Chourdiya

Order on Board

08/02/2021

- 1) This appeal by the accused/appellant under Section **14-A(2)** of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 is directed against the order dated 04/12/2020 passed by the Special Judge (S.C./S.T. Act), Jagdalpur, District Bastar (C.G.), refusing to allow his regular bail under Section 439 Cr.P.C. The appellant is in jail since 12/10/2020 in connection with Crime No. 10/2020 for the offence punishable under Section 376 of IPC and under Section 3 (2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and registered at Police Station Nagarnar/Adim Jati Kalyan Thana Jagdalpur, District Bastar (C.G.).
- 2) Learned counsel for the appellant seeks to withdraw this appeal with liberty to file bail application before the concerned Trial Court.
- 3) Counsel for the State has no objection to the above prayer.

- 4) Prosecutrix alongwith her grand father Bharat Kashyap are present in person and raised objection to release of the appellant on bail.
- 5) Permission granted.
- 6) Accordingly, the Criminal Appeal is **dismissed** as **withdrawn** with aforesaid liberty.

-Sd/-
(Gautam Chourdiya)
Judge

Chandrakant