

M.Cr.C. No. 18043/2014

28.11.2014.

Shri Pramod Thakre, Advocate for the applicant.

Shri D.R.Vishwakarma, PL for the State.

Heard finally. Case diary perused.

This is the first bail application filed by the applicant under Section 439 of the Cr.P.C. for grant of bail.

The applicant is in custody since 12.10.14 in connection with Crime No. 205/2014 registered at P.S. Jhallar, District-Betul for the offence punishable under Sections 376,506 of the IPC.

Learned counsel for the applicant submits that the applicant has been falsely implicated in this case. Age of the prosecutrix is more than 45 years. FIR has been filed belated without any sufficient cause. Applicant is in custody since 12.10.14, and trial would take considerable time to conclude, therefore, he may be released on bail.

Learned counsel for State has vehemently opposed the application.

On due consideration of the contentions raised by the learned counsel for the parties, nature of allegation against the applicant, and overall facts and circumstances of the case, I am of the considered view that it is a fit case to release the applicant on bail, therefore, without expressing any view on the merits of the case, the application is allowed and it is directed that applicant **Sukhdeo** shall be released on bail on his furnishing a personal bond in a sum of Rs. 25,000/- (Rs. Twenty Five Thousand only) with one surety in the like amount to the satisfaction of the committal Court/trial Court for securing his presence before the said Court on all the dates of hearing fixed in this regard during trial.

Certified copy as per rules.

(Subhash Kakade)
Judge.