

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 4341 of 2022**

- Ahsan Khan @ Sonu S/o Aslam Khan, Aged About 19 Years R/o. Ward No. 6, Kachahari Ward, Dharamjaigarh, Police Station And Tahsil Dharamjaigarh, District Raigarh Chhattisgarh

---- Petitioner**Versus**

- State Of Chhattisgarh Through The Police Of Police Station Dharamjaigarh, District Raigarh Chhattisgarh

---- Respondent

For Applicant	Mr. Govind Prasad Dewangan, Advocate
For Respondent /State	Ms. Smriti Shrivastava, Panel Lawyer

SB.: Hon'ble Mr. Justice Deepak Kumar Tiwari
Order On Board**30/6/2022**

1. Heard.
2. This is an application filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the applicant, who has been arrested in connection with Crime No.33/2022 registered at Police Station Dharamjaigarh, District Raigarh (CG) for the offence punishable under Sections 294, 323, 506 and 307 read with 34 of the IPC.
3. The prosecution case, in brief, is that injured Kunal Sahu had gone to picnic with his friends at Aamadraha. All of a sudden, a quarrel took place between the applicant and his friends and the applicant along with the co-accused assaulted victim Kunal Sahu with shock-up rod, as a result of which, the victim received injuries. Hence, the offence has been registered.

4. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. The juvenile co-accused have already been enlarged on bail. The applicant is in jail since 3.3.2022, therefore, learned counsel prays for releasing the applicant on regular bail.
5. On the other hand, learned counsel for the State opposes the bail application. She submits that there is one criminal antecedent of the applicant pertaining to the year 2020 for the offence under Sections 294, 506 Part-I and 323 of the IPC.
6. However, on being asked about the nature of injuries, learned State Counsel submits that the injured has not received any fracture and received only two abrasions as reported by the Medical Officer. The injured was discharged from the hospital on the same day.
7. Considering the facts and circumstances of the case, particularly considering that the applicant is a young man aged about 19 years and the pre-trial detention, I am inclined to release the applicant on regular bail.
8. Accordingly, the application is allowed and the applicant is directed to be released on bail on his furnishing a personal bond for a sum of Rs.25,000/- with two sureties in the like amount to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given by the said Court.
9. Certified copy as per rules. Sd/-

(Deepak Kumar Tiwari)

Judge