

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 4939 of 2023**

- Deendayal @ Dinu Sahu S/o Narayan Prasad Sahu, Aged About 23 Years R/o Vill. Karuhanar, P.S. Lormi Dist. Mungeli (C.G.), Presently R/o Vill. Urkura, P.S.- Khamtarai Tah. And Dist. Raipur (C.G.).

---- Applicant**Versus**

- State of Chhattisgarh, Through: Khamtarai, Dist. Raipur (C.G.).

---- Respondent

For Applicant	:	Mr. Yuvraj Singh Chandel, Adv.
For Respondent/State	:	Ms. Seema Dixit, P.L.

Hon'ble Shri Justice Sanjay Kumar Jaiswal**Order on Board****31/08/2023**

1. The accused/applicant has moved this **first** bail application under Section 439 of Criminal Procedure Code for releasing him on regular bail during trial in connection with Crime No. 222/2023 registered at Police Station – Khamtarai, District - Raipur (C.G.) for the offence punishable under Section 25 of the Arms Act.
2. As per the prosecution case, it is alleged that 1 pistol, 1 desi katta and 6 live bullets have been seized from the applicant's possession without any valid license. Based on this, offence has been registered against the present applicant.
3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case. He next submits that the applicant has no previous criminal record and he is in jail since 15.05.2023, charge sheet has been filed, and there is no likelihood of his case being decided in the near future, therefore, the present applicant may be released on bail.

4. On the other hand, counsel for the State opposes the bail application and submits that one pistol, one country-made pistol and six live bullets have been seized from the applicant's possession without any valid documents.
5. I have heard learned counsel for the parties and perused the case diary.
6. Taking into consideration the rival submissions of the parties, nature of the offence, facts and circumstances of the case and further considering the detention period of the applicant and the fact he has no criminal antecedents, charge-sheet has been filed and the conclusion of the trial is likely to take some time, at this stage, I am inclined to release the applicant on bail. Accordingly, the application is allowed.
7. Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 25,000/- with one surety in the like sum to the satisfaction of the trial Court. Applicant is directed to appear before the trial Court on each and every date to be given to him by the said Court till final disposal of the trial.

Sd/-
(Sanjay Kumar Jaiswal)
Judge