



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRA No. 775 of 2023

- Motiram Patel, S/o Gajanand Patel, Aged About 42 Years, R/o Village - Dhanagar, Police Station - Kotra Road, Raigarh, District : Raigarh, Chhattisgarh

---- Appellant

Versus

- State Of Chhattisgarh Through - Police Station - Kotra Road, District : Raigarh, Chhattisgarh

---- Respondent

06.04.2023	<p>Mr. Sanjay Agrawal, counsel for the appellant.</p> <p>Mr. Jitendra Shukla, P.L. for the State.</p> <p>Heard on admission.</p> <p>Admit.</p> <p>Issue notice to the respondent.</p> <p>Learned State counsel accepts notice, therefore P.F. is not required.</p> <p>Also heard on I.A. No.1/2023, an application for grant of interim bail.</p> <p>The appellant is apprehending his arrest in connection with Crime No.85/2023 registered at Police Station at Kotra Road, District Raigarh (C.G.) for the offence punishable under Sections 294, 506 and 323 of IPC and Section 3(1)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of the Atrocities) Act, 1989.</p> <p>Learned counsel for the appellant submits that appellant has not committed any offence and he is a reputed contractor and the FIR has been lodged belatedly and except the Atrocities offence, other offences</p>
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are bailable in nature, therefore, appellant may be enlarged on interim bail.

Learned State counsel opposes the prayer made by the appellant's counsel.

Considering the facts and circumstances of the case, purely as an interim measure, it is directed that the appellant shall not be arrested till the next date of hearing, subject to the condition that the applicant shall cooperate with the investigation.

List the matter on 3rd May, 2023.

Learned State counsel is also directed to inform the complainant/victim about the proceedings of this case in compliance of the provision under Section 15A of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989. Learned State counsel shall file reply as well.

Sd/-

(Deepak Kumar Tiwari)
Judge