



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

**Cr.A No.966 of 2023**

Bihari Lal Chandrakar **Versus** State Of Chhattisgarh

28.04.2023	<p>Shri Dharmesh Shrivastava, counsel for the Appellant.</p> <p>Heard on admission.</p> <p>Admit.</p> <p>Issue notice to the Respondent/State.</p> <p>Shri Sudhir Sahu, PL appears and accepts notice on behalf of the State.</p> <p>Call for the case diary.</p> <p>Meanwhile, State Counsel is directed to find out previous criminal antecedents of the Appellant, if any.</p> <p>As per Section 15A(3) of SC/ST (Prevention of Atrocities) Act, State Counsel shall inform/issue notice to the victim/prosecutrix or his/her guardian or informant about this case as also the next date of hearing.</p> <p>The victim/prosecutrix may appear preferably through video conferencing of the concerned DLSA or through any help desk of the High Court on 14.06.2023.</p> <p>Heard on IA No.01/2023, an application for grant of interim bail.</p> <p>The Appellant has been arrested in connection with Crime No.241/2023 registered at P.S Kawardha, District Kabirdham for the offence under Sections 448, 353 and 294/34 IPC as also under Section 3(1)(g) of SC/ST Act.</p> <p>Learned Counsel for the Appellant submits that the present Appellant is</p>



working as *up sarpanch* at village Kritbandha and *sarpanch* Rajkumar Gandharv was removed from his post on no confidence motion, therefore, the present Appellant had gone to SDM for taking charge, where some hot talks took place, but he has not obstructed the official duty and no case of Atrocities is also made out, he is in jail since 17.04.2023, therefore, considering all these aspects, his application for grant of temporary bail may be considered.

Per contra, learned State Counsel opposes the bail application.

Considering the submissions made, the nature of accusation and the back drop of the case, **IA No.01/2023** is **allowed** and the Appellant is directed to be released on temporary bail from **29.04.2023 to 14.06.2023** on furnishing a personal bond in the sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with one surety in the like amount to the satisfaction of the trial Court or CJM or Remand Magistrate (whomsoever is available). The Appellant is directed to surrender before the trial Court on **15.06.2023** positively.

Post the matter for final hearing on **14.06.2023**.

Sd/-

**(Deepak Kumar Tiwari)**  
JUDGE