NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

M.Cr.C(A) No.1342 of 2021

Thakur Ram Singh S/o Ramnath Singh Aged About 28 Years R/o Village Chingrajpara, Opp Navin Kanya Mahavidalaya, District Bilaspur, Chhattisgarh., District : Bilaspur, Chhattisgarh **---- Applicant**

Versus

State Of Chhattisgarh Station House Officer, Police Station Civil Lines, District Bilaspur, Chhattisgarh. **---- Non-Applicant**

For Applicant: Shri Vivek Sharma, Advocate.
For Non-Applicant/State : Shri Vimlesh Bajpai, G.A.

Hon'ble Shri Justice Deepak Kumar Tiwari

Order on Board Through Video Conference

07.02.2022

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Bilaspur

1. This 1st anticipatory bail application under Section 438 of the Code of Criminal Procedure has been filed by the Applicant, who is apprehending his arrest in connection with Crime No.936/2021 registered at Police Station – Civil Lines, District – Bilaspur (CG) for the offence punishable under Sections 295-A, 153-A and 505(2) IPC.

2. Prosecution case in brief is that the complainant Mohammad Irfan had lodged a report stating the present Applicant and the co-accused have posted some slogans on their Facebook which are damaging the communal harmony and giving rise to religious differences.

3. Learned counsel for the Applicant submits that the Applicant is innocent and has been falsely implicated in the crime in question. He further submits that co-accused has already been granted bail by this Court vide order dated 07.10.2021 passed in M.Cr.C (A) No.1282 of 2021 and therefore, he may also be granted anticipatory bail.

4. Per contra, learned Counsel for the State opposed the said prayer.

5. Considering the facts and circumstances of the case, looking to the nature of allegations and the submissions made, further considering the fact that the co-

accused has already been granted bail by this Court vide order dated 07.10.2021 passed in M.Cr.C(A) No.1282 of 2021, I am inclined to grant anticipatory bail to the present Applicant.

6. Accordingly, the bail application filed under Section 438 of the Cr.P.C. is allowed and it is directed that in the event of arrest of the Applicant, he shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with two sureties for the like sum to the satisfaction of the arresting officer on the following conditions:-

(a) he shall make himself available for interrogation by the concerned police officer as and when so required,

(b) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such fact to the Court or to any police officer,

(c) he shall not act in any manner which will be prejudicial to fair and expeditious trial,

(d) after filing of the charge sheet, he shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial,

(e) he shall not involve himself in any offence of similar nature in future.

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Sd/-

(Deepak Kumar Tiwari)
Judge

Priya