

**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO.489 OF 2020
(Arising out of SLP (CrI.) No.9967 of 2019)**

BHAGATRAM MARKANDE

Appellant

VERSUS

STATE OF CHHATTISGARH

Respondent

O R D E R

Leave granted.

This appeal challenges the order dated 02.04.2019 passed by the High Court of Chhatisgarh at Bilaspur, in IA No.1 of 2018 in Criminal Appeal No.1849 of 2018, rejecting the appellant's application filed under Section 389 Cr.P.C.

We have heard learned counsel for both sides.

Considering the peculiar facts and circumstances on record, in our view, the appellant is entitled to the benefit under Section 389 Cr.P.C. We order accordingly.

The appellant shall be produced before the Trial Court within three days from today and the Trial Court shall release him on bail during the pendency of said Criminal Appeal No.1849 of 2018, subject to such conditions as it deems appropriate to impose.

With the aforesaid directions, this appeal stands allowed.

.....J.
[UDAY UMESH LALIT]

.....J.
[MOHAN M. SHANTANAGOUDAR]

.....J.
[VINEET SARAN]

NEW DELHI;
JULY 24, 2020

