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HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 1247 of 2023**

1. Santer Sodhi S/o Singrai Sodhi Aged About 30 Years R/o Telangana Patelpara P.S. And Dist. Kondagaon (C.G.)
2. Ramlal Sodhi S/o Billuram Sodhi Aged About 24 Years R/o Telangana Patelpara P.S. And Dist. Kondagaon (C.G.)
3. Khemchand Netam S/o Late Ganeshram Netam Aged About 45 Years R/o Umargaon, P.S. And District - Kondagaon (C.G.)
4. Shyamlal Netam S/o Gandoram Netam Aged About 48 Years R/o Village Bayanar, P.S. Bayanar, District - Kondagaon (C.G.)
5. Rajkumar Netam S/o Kamluram Netam Aged About 30 Years R/o Village-Jatarbeda P.S. Bayanar, District - Kondagaon (C.G.)
6. Ramsingh Potai S/o Ghadwaram Potai Aged About 25 Years R/o Village Temrugaon Pujaripara, P.S. Bayanar, District - Kondagaon (C.G.)
7. Jugdhar Korram S/o Sondhar Korram Aged About 23 Years R/o Village Temrugaon Pujaripara, P.S. Bayanar, District - Kondagaon (C.G.)
8. Gadharam Korram S/o Tejuram Korram Aged About 23 Years R/o Village Temrugaon Pujaripara, P.S. Bayanar, District - Kondagaon (C.G.)
9. Bistruram Mandawi S/o Heerasingh Mandawi Aged About 22 Years R/o Village Gohda, P.S. Benur, District-Kondagaon (C.G.)
10. Ramsingh Vadde S/o Late Chaituram Aged About 31 Years R/o Village Gohda, P.S. Benur, District - Kondagaon (C.G.)
11. Sukhram Salam S/o Late Dhengaram Salam Aged About 55 Years R/o Village Kasaifarasgaon, P.S. Urandabeda, District - Kondagaon (C.G.)
12. Sundaru Kawde S/o Late Ramlal Kawde Aged About 40 Years R/o Village Kasaifarasgaon, P.S. Urandabeda, District - Kondagaon (C.G.)

---- **Applicants****Versus**

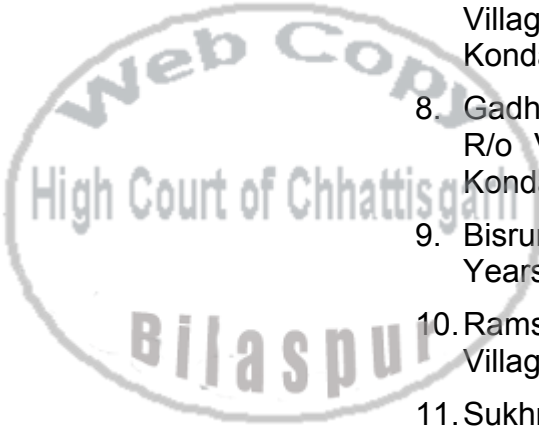
- State Of Chhattisgarh Through P.S. Narayanpur, District - Narayanpur (C.G.)

---- **Respondent****MCRC No. 1794 of 2023**

- Balram Markam S/o Late Massuram Markam Aged About 40 Years R/o Village Pavda Jogipara, Thana Badedongar, District : Kondagaon, Chhattisgarh

---- **Applicant****Versus**

- State Of Chhattisgarh Through The Station House Officer, Narayanpur, District : Narayanpur, Chhattisgarh

---- **Respondent**



For Applicants : Mr. Yashwant Singh Thakur and Ms.
Supriya Upasane, Advocates
For Respondent/State : Mr. Gurudev I Sharan, Govt. Advocate
and Shri BP Banjare, Dy. Govt. Advocate

Hon'ble Shri Justice N.K. Chandravanshi

Order On Board

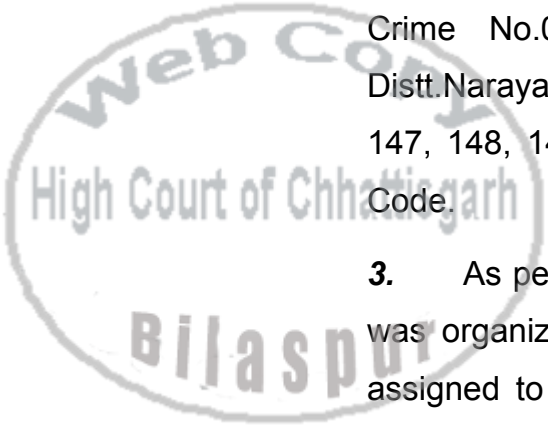
24.4.2023

1. Since above mentioned two bail applications arise out of same crime number registered in same Police Station, both are being heard together and disposed of by a common order.

2. These are first bail applications filed under Section 439 of the Cr.P.C. for grant of regular bail to the applicants, who have been arrested on 09.01.2023 (as per charge sheet) in connection with Crime No.05/2023 registered at Police Station Narayanpur Distt.Narayanpur (C.G.), for the offence punishable under Sections 147, 148, 149, 186, 294, 506, 332, 353, 307 of the Indian Penal Code.

3. As per the prosecution story, on 02.01.2023 a social meeting was organized by Tribal community, wherein police officials were assigned to perform their duty to maintain law and order. While performing the duty by the complainant and her subordinates, they received information that members of the Tribal community were ransacking and also assaulting the police officials. Allegation against the applicants and other accused persons is that by forming unlawful assembly, they abused, threatened and assaulted the police personals with intend to restrain them from performing their duty. Due to the assault made by the applicants, complainant Sonbati Mandavi ASI, Kashmir Kujur, Sonbati Potai, Sukhlal Kumeti who are also police personals, sustained injuries.

4. Learned counsel for the applicants submit that the applicants are innocent, they have been falsely implicated in this case. It is further submitted that main dispute was among rival groups of Tribal community. It is further submitted that other accused persons, against whom Crime No.04/2023 has been registered, have already been granted bail by Coordinate Bench vide order dated 03.3.2023 passed in MCRC No.1173/2023. They would further submit that





medical report of the victims does not disclose any grievous injury having been caused to them. It is further submitted that the applicants are in jail since 09.01.2023, charge sheet has been filed, hence, they may be enlarged on bail

5. On the other hand, learned counsel for the State opposes the submission made by learned counsel for the applicants.

6. I have heard learned counsel for the parties, perused the case diary and material available on record.

7. Having considered the facts and circumstances of the case, particularly considering medical report of the victims, in which no grievous injury has been shown and further the applicants are in jail since January 2023 and charge sheet has already been filed, I feel inclined to grant bail to the applicants. Therefore, the applications under Section 439 of the CrPC are allowed. It is directed that in the event of each of the applicant executing a personal bond for a sum of Rs.25,000/- with one surety each of the like sum to the satisfaction of the concerned trial Court for their appearance before the concerned Court as and when directed by the said court, they be released on bail.

Certified copy as per rules.

Sd/-

(N.K. Chandravanshi)
JUDGE