

**(2018) 05 CHH CK 0202**

**Chhattisgarh High Court**

**Case No:** Miscellaneous Criminal Case (MCRC) No. 2779 Of 2018

Aasif Khan @ Asshu

APPELLANT

Vs

State Of Chhattisgarh

RESPONDENT

**Date of Decision:** May 23, 2018

**Acts Referred:**

- Indian Penal Code, 1860 - Section 34, 292, 506
- Code Of Criminal Procedure, 1973 - Section 439
- Information Technology Act, 2000 - Section 67(a)(b)
- Protection Of Children from Sexual Offences Act, 2012 - Section 12

**Hon'ble Judges:** Prashant Kumar Mishra, J

**Bench:** Single Bench

**Advocate:** Sanjay Patel, Gary Mukhopadhyay

**Final Decision:** Allowed

**Judgement**

1. The applicant has preferred this bail application under Section 439 of the Cr.P.C., as he has been arrested in connection with Crime No. 207/2017,

registered at Police Station Chowki- Rampur, Thana - Kotwali, District Korba (C.G.) for the offence punishable under Sections 292, 506/34 of Indian

Penal Code, 67(a)(b) of I.T. Act, and Section 12 of the Protection of Children from Sexual Offences Act, 2012.

2. The applicant and co-accused Javed Ali and Bablu removed the clothes of the victim boy aged about 17 years and made video while he was naked.

The said video clipping was later on circulated in the whatsapp group in which the victim's uncle was a member.

3. Admittedly, the co-accused Javed Ali, facing similar allegations has already been released on bail in M.Cr.C. No. 3706 of 2017, therefore, the

present applicant is also entitled to be released on bail.

4. Accordingly, the application is allowed and the applicant is directed to be released on bail on his executing a personal bond for a sum of Rs.25,000/-

with one surety for the like amount to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given

by the said Court.