

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

M.CR.C. No. 1808 of 2017

Vijay Shankar Ravi, S/o. Late Vasudev Ravi (Wrongly Mentioned In Ordersheet As Ravi), Aged About 28 Years, R/o- Civildaag, Police Station Kusmi, District- Balrampur, Chhattisgarh.

----Applicant

Versus

State Of Chhattisgarh, Through: The Police Station- Kusmi, District- Balrampur, Chhattisgarh.

---- Respondent

AND

M.CR.C. No. 1809 of 2017

Smt. Gujri Bai, W/o. Late Vasudev Ravi, Aged About 48 Years, R/o. Civildaag, Police Station -Kusmi, District -Balrampur, Chhattisgarh.

----Applicant

Versus

State Of Chhattisgarh, Through : Police Station- Kusmi, District -Balrampur, Chhattisgarh.

---- Respondent

For Applicants	:	Mr. Pawan Shrivastava, Advocate
For Respondent/State	:	Mr. Rahul Tamaskar, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

12/06/2017

1. These are the first bail applications filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicants who have been arrested in connection with Crime No.61/2016, registered at Police Station – Kusmi, District – Balrampur (C.G.) for the offence punishable under Section 306, 34 of the Indian Penal Code.

2. Case of the prosecution, in brief, is that on 24.12.2016 one Amita Ravi committed suicide by jumping into the Well. The deceased was married to one Sanjay Ravi. It is the case of the prosecution that the applicant- Vijay Shankar Ravi, who is brother-in-law of the deceased along with other co-accused including the applicant – Smt. Gujri Bai, who is the mother-in-law of the deceased has tortured and abetted the deceased to commit suicide. Thereby the offence has been committed.
3. Learned counsel for the applicants would submit that the applicants have been falsely implicated in this case and no abetment has been caused as the deceased was not able to adjust herself and she herself has taken steps for which the applicants can not be held liable and no injury was found on the body of the deceased, which would show that she was not subjected to any torture. It is further submitted that the applicants are in jail since 27.12.2016 and charge-sheet in this case has been filed, therefore, the counsel prays that the applicants may be enlarged on bail.
4. On the other hand, learned counsel for the State opposes the bail application.
5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Perused the statements of Saro Devi, Smt. Amola Ravi and Surendra Ravi. Considering the facts and circumstances of the case and further considering the fact that charge-sheet has been filed, the applicants are in jail since 27.12.2016 and no further investigation is necessary, this Court is of the opinion that present is a fit case, in which, the applicants should be enlarged on regular bail.

7. Accordingly, the bail applications filed under Section 439 of the Cr.P.C. are allowed.
8. It is directed that applicants shall be released on bail on their furnishing a personal bond in the sum of Rs.25,000/- with one surety each in the like sum to the satisfaction of the concerned trial Court, for their appearance as and when directed.

Certified copy as per rules.

Sd/-
(Goutam Bhaduri)
Vacation Judge

Balram