

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****Cr.A No. 08 of 2009**

- Dhulu @ Ghulu Uraon S/o Jhuniya Uraon, aged about 40 years, R/o- Village – Jamhari, P.S. Shankargarh, District – Sarguja (C.G.)

---- Appellant

Versus

- The State of Chhattisgarh, Through Police Station, Shankargarh, District – Sarguja (C.G.)

---- Respondent

For Appellant	: None
For Respondent/State	: Smt. M. Asha, P. L . For the State.

Hon'ble Shri Justice Arvind Singh Chandel**Judgment On Board****04.11.2017**

1. The Appellant has been convicted under Section 376 (1) of the Indian Penal Code and sentenced with Rigorous Imprisonment for 7 years and fine of Rs. 1000/- with default stipulation.
2. A certificate of incarceration sent by the Jail Superintendent, Central Jail, Ambikapur would mention that the appellant has undergone the entire jail sentence imposed upon him by the Trial Court and already released from the Central Jail on

22.06.2012.

3. Since no one appears for the Appellant today, I decide this appeal on merits.
4. I have heard Learned Counsel appearing for the State and perused the record to assess the correctness of the impugned judgment of conviction.
5. The Appellant has allegedly committed rape with the prosecutrix (PW-2), a married lady. The prosecutrix has fully supported the prosecution case and has firmly stood by the contents of her case diary statement. The incident was narrated by her to Shyam Prasad (PW-3), who has supported the statement of the prosecutrix. Medical reports (Ex- P-16 and Ex- P-18) and the statements of Dr. Pritam Ram (PW-6) and Dr. J. Kujur (PW-5) also support the prosecution case.
6. Considering the material available on record, I do not find any merit in this appeal.
7. Consequently, the appeal deserves to be and is hereby dismissed.

Sd/-

(Arvind Singh Chandel)

Judge