

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 812 of 2017

1. Murari Lal @ Golu Chandra S/o Lakhan Lal, Aged About 25 Years
Occupation Student, Kushabhau Thakare Patrakarita University,
Raipur, R/o Village Barbhatha, PS. Dabhara, Tahsil Malkharoda,
District Janjgir Champa, Chhattisgarh.
2. Khilesh Chandra S/o Maharathi Aged About 28 Years Caste
Chandranahu, R/o Village Barbhatha, Police Station Dabhara, Tahsil
Malkharoda, District Janjgir Champa, Chhattisgarh.

---- Applicants

Versus

State Of Chhattisgarh Through The Station House Officer, Police
Station Dabhara, District Janjgir Champa, Chhattisgarh.

---- Respondent

For applicant	Mr. H.S. Patel, Adv.
For Respondent/State	Mr. Vinod Tekam, PL.

Hon'ble Shri Justice Chandra Bhushan Bajpai

Order On Board

12-10-2017

1. At the outset, learned counsel for the applicants submits that instant MCRCA may be disposed of as withdrawn as the applicants intend to surrender before the concerned court of Judicial Magistrate First Class having jurisdiction and further intend to file an application under Section 437 of the Cr.P.C. He further submits that concerned court may be directed to hear the matter and decide the said application as early as possible preferably on the same day.
2. As prayed, instant MCRCA is disposed of as withdrawn without any appreciation on its merit. It is directed that if the applicants give three days' prior notice to the IO/SHO/incharge of Police Station Dabhara, Distt. Janjgir Champa (CG), in connection with Crime No. 114/2017 under Section 186, 332, 353, 342, 294, 34 of the IPC regarding their surrender before the concerned Judicial Magistrate having jurisdiction and also give 3 days prior intimation to the concerned Judicial Magistrate having jurisdiction and if the applicants after surrender as per law file an application under Section 437 of the Cr.P.C. after

completion of all formalities as required under the law by the police and the concerned Magistrate, the said application for release on bail under Section 437 of the Cr.P.C. be disposed of as expeditiously as possible preferably on the same day on the basis of its own merit.

3. The applicants themselves may file copy of the order before the concerned court for compliance. Addl. Registrar (Judicial) is also directed to send copy of the order to the concerned Magistrate having jurisdiction through fax and usual mode immediately.
4. MCRCA is accordingly disposed of.

Sd/-
(Chandra Bhushan Bajpai)
Judge