

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5371 of 2017

- Vyasnarayan @ Mekru Nirmalkar S/o Alakhram Nirmalkar, Aged About 24 Years, Caste Dhobi, R/o Village Anda, Outpost Saket Police Station Pathariya, Civil and Revenue District Mungeli, Chhattisgarh

---- Petitioner

Versus

- State of Chhattisgarh Through Station House Officer, Out Post Saket, Police Station Pathariya, District Mungeli Chhattisgarh.

---- Respondent

For Applicant
For Respondent-State

Shri C. P. Lahrey, Advocate
Shri Rajendra Tripathi, PL

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

13/12/2017

1. The applicant has preferred this bail application, as he has been arrested in connection with Crime No.125/2017, registered at Outpost Saket, Police Station Pathariya, District Mungeli for the offence punishable under Section 304B of IPC.
2. The applicant is husband of deceased Shashi Nirmalkar, who died after suffering burn injuries on 08.05.2016.
3. It is argued that the FIR has been registered on 31.03.2017 i.e. after about 9 months from the date of incident, therefore, the prosecution case is false and concocted.

4. Apart from the regular case diary, this Court also summoned the case diary of merg enquiry, which contained statement of mother of the deceased recorded on 08.05.2016 making allegation that the applicant used to demand motorcycle and mobile and due to this cruelty, her daughter Shashi Nirmalkar committed suicide.
5. Considering the quality of evidence against the applicant, this Court is not inclined to release him on bail. Accordingly, the bail application is dismissed.

Sd/-

Judge

Prashant Kumar Mishra

Nirala