

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 1155 of 2019

- State Of Chhattisgarh Through Police Station Hasoud, District Janjgir Champa, Chhattisgarh

---- Petitioner

Versus

- Namdev, S/o Apna Ram Gond, Aged About 22 Years, R/o Village Salounikala, Police Station Bilaigarh, District Baloda Bazar Chhattisgarh

---- Respondent

For Applicant

Shri Neeraj Mehta, PL

Hon'ble Justice Mr. Prashant Kumar Mishra

Hon'ble Justice Mr. Gautam Chourdiya

Order On Board by Prashant Kumar Mishra J.

10/07/2019

1. On due consideration, IA No.1/2019, application for condonation of delay in filing the CRMP, is allowed and the delay of 5 days in filing the CRMP is condoned.
2. The Trial Court has acquitted the accused from the charges under Sections 363 and 366 (A) of IPC and Section 6 of the Protection of Children From Sexual Offences Act, 2012 and in Option under Section 376 of IPC.
3. The prosecutrix was less than 18 years of age on the date of incident, however, when examined in the Court she has not supported the prosecution. She has even denied to identify the accused.

4. No case for grant of leave to appeal is made out. Accordingly, the CRMP is dismissed.

Sd/-
Prashant Kumar Mishra
Judge

Sd/-
Gautam Chourdiya
Judge

Nirala