

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 1652 of 2019

- State Of Chhattisgarh, Through Police Station - Basantpur, District- Balrampur-Ramanujganj, Chhattisgarh

---- Petitioner

Versus

- Shiv Kumar, S/o Dev Bahadur, Aged About 22 Years, R/o Village- Ruppur, Police Station - Basantpur, District- Balrampur- Ramanujganj, Chhattisgarh

---- Respondent

For Appellant 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.

17/07/2019

1. On due consideration, IA No.1/2019, application for condonation of delay in filing the CRMP, is allowed and the delay of 308 days in filing the CRMP is condoned.
2. The prosecutrix, a married lady aged about 24 years, has not supported the prosecution and has turned hostile when she was examined in the Court. According to her statement, there was some dispute when the accused let lose his cattle for grazing the crop sown by the complainant.
3. Considering the nature of evidence available, the present is not a fit case for grant of leave to appeal. Accordingly, the CRMP is dismissed.

Sd/-

Prashant Kumar Mishra
Judge

Sd/-

Gautam Chourdiya
Judge