

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 1852 of 2019

- Applicant

1. Yugal Kishore Manjhi S/o Firturam Manjhi, Aged About 21 Years, R/o Village Katahipara Kikirda, Police Station Birra, District Janjgir Champa, Chhattisgarh.
2. Rishi Kumar Manjhi S/o Firturam Manjhi, Aged About 24 Years R/o Village Katahipara Kikirda, Police Station Birra, District Janjgir Champa, Chhattisgarh.

---- Respondents

For Applicant-State :- Ms Madhunisha Singh, P.L.

Hon'ble Shri Prashant Kumar Mishra

Hon'ble Shri Gautam Chourdiya, JJ.

Order on Board

By

Prashant Kumar Mishra, J

13/08/2019

1. Heard on I.A. No.1, application for condonation of delay in filing the present Cr.M.P. as also on admission.
2. On due consideration, delay of 16 days in filing the present

Cr.M.P. is condoned. Accordingly, I. A. No.1 is allowed.

3. The trial Court has acquitted the accused of the charges under Section 436 read with Section 34 of IPC.
4. The accused persons allegedly caused simple hurt to Firteen Bai and put on fire at the residential house of Shankarlal Manjhi at about 1:30 pm on 04.11.2018.
5. All the witnesses including the complainant PW-1, Shankarlal Manjhi, and injured PW-4, Firteen Bai have turned hostile. Devendra Kumar Manjhi, son of Shankarlal Manjhi, examined as PW-2 who is an eye witness and has informed his father Shankarlal Manjhi, has also turned hostile.
6. Considering the nature and quality of the evidence available on record the present is not considered to be a fit case for grant of leave to appeal.
7. Accordingly, Cr.M.P. is dismissed.

Sd/-
(Prashant Kumar Mishra)
Judge

Sd/-
(Gautam Chourdiya)
Judge

Ankit