

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 1917 of 2019

- Applicant

- Subhash Chouhan S/o Jhabul Ram Chouhan Aged About 21 Years R/o Village Nonpani, Post Office Dokda, Police Station Kansabel, District Jashpur Chhattisgarh.

---- Respondent

For Applicant-State :- Shri V.R. Tiwari, Additional A.G.

Hon'ble Shri Prashant Kumar Mishra

Hon'ble Shri Gautam Chourdiya, JJ.

Order on Board

By

Prashant Kumar Mishra, J

26/08/2019

1. Heard.
2. The trial Court has acquitted the accused of the charges under Sections 363, 366(क) and 376(2)(ब) of IPC and Section 6 of the Protection of Children from Sexual Offences Act, 2012.

3. The accused allegedly abducted the prosecutrix and thereafter committed forcible sexual intercourse on promise to marry. However, when examined in Court neither the prosecutrix, examined as PW-2, nor her father, PW-1, Budhan Ram Chouhan and her brother, PW-5, Shivram Chouhan, would support the prosecution.
4. In view of the nature and quality of evidence available on record, we are not inclined to grant leave to appeal, accordingly, Cr.M.P. is dismissed.

Sd/-

(Prashant Kumar Mishra)
Judge

Sd/-

(Gautam Chourdiya)
Judge

Ankit