

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 2075 of 2019

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

---- Petitioner

Versus

1. Rohit Shrivastava, S/o Saheblal Shrivastava, Aged About 25 Years
2. Saheblal, S/o Samaru Shrivastava, Aged About 54 Years
3. Smt. Roopkunwar, W/o Saheblal Shrivastava, Aged About 47 Years

All are R/o Ward No.10, Village Akhrabhatha, Police Station Sakti, District Janjgir Champa, Chhattisgarh

---- Respondents

For Applicant Shri Chitendra Singh, PL

Hon'ble Justice Shri Prashant Kumar Mishra

Hon'ble Justice Shri Gautam Chourdiya

Order On Board by Prashant Kumar Mishra J.

15/10/2019

1. On due consideration, IA No.1/2019, application for condonation of delay in filing the CRMP, is allowed and the delay of 137 days in filing the CRMP is condoned.
2. Having considered the evidence available on record, we are inclined to grant leave to appeal against the Trial Court's judgment acquitting the accused of the charges under Sections 498 (A) and 304 (B)/34 of IPC, in alternate under Sections 302/34 and 120 (B) of IPC.
3. Accordingly, the CRMP is allowed.

4. Let regular acquittal appeal be registered and the same be placed for consideration in the week after next.

Sd/-

Prashant Kumar Mishra
Judge

Sd/-

Gautam Chourdiya
Judge

Nirala