

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**CRMP No. 2058 of 2019**

- State Of Chhattisgarh Through The Incharge, Police Station Kawardha, District - Kabirdham Chhattisgarh.

---- Petitioner**Versus**

- Parmeshwar Dhurwey S/o Prem Dhurwey Aged About 19 Years R/o Navin Bazar, Kawardha, Police Station Kawardha District - Kabirdham Chhattisgarh.

---- Respondent

For State :- Shri Chitendra Singh, PL

**Hon'ble Shri Prashant Kumar Mishra &
Hon'ble Shri Gautam Chourdiya, JJ.**

Order On Board**By****Prashant Kumar Mishra, J.****11/09/2019**

1. On due consideration delay of 62 days in filing the Cr.M.P. is condoned. Accordingly, I.A. No.01 of 2019 which is an application for condonation of delay in filing of instant Cr.M.P. is allowed.
2. The trial Court has acquitted the accused of the charge under Section 302 of I.P.C.

3. Considering the statements of eye-witnesses PW-1 Ashok Nirmalkar and PW-5 Sarju Sahu, we are inclined to grant leave to appeal.
4. Accordingly, the Cr.M.P. is allowed.
5. Let regular Acquittal Appeal be registered and the same be posted for consideration in the week after next.

Sd/-
(Prashant Kumar Mishra)
Judge

Sd/-
(Gautam Chourdiya)
Judge

Ayushi