

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****CRMP No. 603 of 2019**

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

---- Petitioner**Versus**

- Lal Bahadur S/o Ram Khelawan Korva Aged About 33 Years R/o Village Seliyapara, Near Forest Office Pachawal, Police Station - Sanawal, District - Balrampur - Ramanujganj Chhattisgarh.

---- Respondent

For Petitioner/State

Ms. Fouzia Mirza, Additional Advocate
General

DB: Hon'ble Mr. Justice Prashant Kumar Mishra &

Hon'ble Mr. Justice Gautam Chourdiya

Order On Board by Prashant Kumar Mishra, J.

5/2/2020

1. Heard on IA No.1, an application for condonation of delay in filing the CRMP.
2. On due consideration, the application is allowed and the delay is condoned.
3. The trial Court has acquitted the accused of the charges under Sections 363, 366 of IPC and Section 4 of the Protection of Children from Sexual Offences Act, 2012 and in alternative under Section 376 of IPC, vide judgment dated 11.9.2018

passed in Special Sessions Case (POSCO) No.11/2016.

4. In the examination-in-chief, the prosecutrix alleges commission of rape but thereafter, she denies the incident and when the Court made specific query as to which of the versions is true, she says that the accused has not committed rape with her.
5. Considering the evidence on record, we are not inclined to grant leave to appeal.
6. The CRMP is dismissed.

Sd/-

(Prashant Kumar Mishra)

Judge

Sd/-

(Gautam Chourdiya)

Judge