

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRCA No. 593 of 2020**

Dilip Kumar Verma S/o Manglu Ram Verma, aged about 50 years R/o Village-Latuva, Thana Baloda Bazar, Distt. Baloda Bazar-Bhatapara (C.G.)

---- Applicant

Versus

State of Chhattisgarh through Thana City Kotwali Baloda-Bazar, Distt. Baloda Bazar- Bhatapara (C.G.).

---- Respondent

For Applicant	:	Mr. Samir Singh, Advocate
For Respondent	:	Mr. Alok Nigam, Govt. Advocate

Hon'ble Shri Justice Arvind Singh Chandel

Judgment on Board

13/07/2020

1. The matter is heard through video conferencing.
2. The applicant has filed this application under Section 438 of the Cr.P.C for grant of anticipatory bail as he is apprehending his arrest in connection with Crime No. 259/2020 registered at police station – City Kotwali Baloda-Bazar, Distt. Baloda Bazar- Bhatapara (C.G.) for the offence punishable under Sections 306 & 201/34 of the IPC.
3. According to the case of the prosecution, the applicant is father of Deceased Ganga Verma. Her marriage was solemnized with son of the applicant in the month of February, 2019. On 05/04/2020, the Deceased committed suicide after consuming some poisonous substance. Merg was lodged and on the basis of merg inquiry, FIR has been registered. It is alleged that the applicant along with his son used

to treat the Deceased with cruelty, therefore, she committed suicide.

4. Learned counsel appearing on behalf of the applicant submits that the applicant is innocent and has been falsely implicated. He further submits that no allegation has been made by any of the witness against the applicant. The main allegations are against husband of the Deceased. If the entire case of the prosecution is taken as it is, yet prima-facie no offence is made out against the applicant.
5. Learned counsel appearing on behalf of the State opposes the said application.
6. I have heard counsel for the parties.
7. Considering the facts and circumstances of the case and the argument advanced by counsel for the parties, particularly considering that the main allegation has been made against the husband of the Deceased, without further commenting on other merit of the case, I am inclined to extend the benefit of anticipatory bail to the applicant.
8. Accordingly, the anticipatory bail application is allowed.
9. It is directed that in the event of arrest, the applicant shall be released on bail on furnishing a bond in the sum of Rs.10,000/- with one surety for the like sum to the satisfaction of the officer arresting him and he shall abide by all the following terms and conditions:

- i. That, the accused/applicant shall make himself available for interrogation before the concerned Investigating Officer as and when required;

- ii. The accused/applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;

- iii. The accused/applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and
- iv. The applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

10. Certified copy, as per rules.

Sd/-
(Arvind Singh Chandel)
Judge

Rahul