

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****CRMP No. 895 of 2020**

- State of Chhattisgarh, Through -Police Station Kusmi, Distt. Balrampur- Ramanujganj (C.G.).

---- appellant

**Versus**

- Machu Nag, S/o Late Larangu, aged about 26 years, R/o Village Rehda, Police Station Kusmi, Distt.- Balrampur- Ramanujganj (C.G.).

---- Respondent

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For Appellant : Shri K. K. Singh, Govt. Advocate

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**Hon'ble Shri Justice Prashant Kumar Mishra**  
**Hon'ble Shri Justice Gautam Chourdiya**  
**Order on Board by Justice Prashant Kumar Mishra**

**15/07/2020**

The matter is heard through Video Conferencing.

2. By the Judgment dated 16.01.2020, passed by 2<sup>nd</sup> Additional Sessions Judge, Ramanujganj, District- Balrampur (C.G.) in Special Case No. 115/2018, accused/respondent- Machu Nag has been acquitted of the charge under Section 302 of Indian Penal Code.
3. The appellant was sent for trial for committing murder of his mother- Chamri Bai on 10.06.2018.
4. The case of the prosecution was based on circumstantial evidence, however, all material witnesses have turned hostile without supporting the prosecution case. Even the memorandum statement

vide Ex. P/8 and the consequent seizure of *sarai* wood stick (Exs. P/6 & P/7) have not been proved. There is absolute lack of evidence to connect the accused with the crime in question. Therefore, no case for grant of leave to appeal is made out. The Cr.M.P. deserves to be and is hereby dismissed.

**Sd/-**

Prashant Kumar Mishra  
**Judge**

**Sd/-**

Gautam Chourdiya  
**Judge**