NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 1340 of 2020

- The State Of Chhattisgarh Through Police Station Khairagarh, District Rajnandgaon Chhattisgarh. **--- Applicant.**

Versus

1. Smt. Ashomati Janghel S/o Vishram Verma Aged About 26 Years,
2. Smt. Yamini Verma S/o Tameshwar Verma Aged About 23 Years,
3. Smt. Neera Bai @ Bhairi W/o Late Ram Kumar Verma

   All R/o Village Bazar Atariya, P.S. Khairagarh District Rajnandgaon Chhattisgarh.
4. Balmukund Verma S/o Nanhu Verma Aged About 64 Years R/o Village Achholi P.S. Khairagarh, District Rajnandgaon Chhattisgarh.
5. Setram Verma S/o Munshi Verma Aged About 61 Years R/o Village Bori P.S. Khairagarh, District Rajnandgaon Chhattisgarh.,

   ---**Respondents**

For the Applicant :- Mr. K.K. Singh, GA

Hon'ble Shri Justice Manindra Mohan Shrivastava
Hon'ble Smt. Justice Vimla Singh Kapoor,

Order on Board by Justice Manindra Mohan Shrivastava J.

23.11.2020

Heard.

In view of certification by the Additional Sessions Judge, Khairagarh, the office objection is overruled.

Heard on IA 1/2020, application for condonation of delay in filing the application for leave to appeal.

Upon due consideration, delay in filing the application for grant of leave to appeal is condoned and the IA No.1/2020 stands allowed.

As regards grant of leave to appeal, after hearing learned State counsel, we find that learned trial Court has acquitted all the accused persons even though they have been specifically named in FIR and specific role has been assigned to them by the injured witnesses. We further find that acquittal of the accused/ respondents of the charge of commission of murder of Kheduram has also been granted by the Court below despite the fact that there are eye witnesses to this effect. In this view of the matter this Court finds it to be a fit case to grant leave to appeal to the State, and accordingly it is hereby granted as such.

Let the appeal filed by the State be registered as Criminal Appeal and on that being done the summons be issued to the accused/respondents informing them about the date of listing of the case to be fixed by the Office.

CRMP is accordingly allowed.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Sd/-
(Vimla Singh Kapoor)
Judge

Ajay