

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 694 of 2021

- State Of Chhattisgarh Through Police Station Kondagaon, District Kondagaon Chhattisgarh., District : Kondagaon, Chhattisgarh. ----- **Petitioner**

Versus

1. Manoj Kumar Poyam S/o Late Dhannuram Poyam Aged About 29 Years Resident Of Village Baniyagaon, Kudumbhata, Police Station Kondagaon, District Kondagaon Chhattisgarh., District : Kondagaon, Chhattisgarh
2. Smt. Aghanbai Poyam W/o Late Dhannuram Poyam Aged About 55 Years Resident Of Village Baniyagaon, Kudumbhata, Police Station Kondagaon, District Kondagaon Chhattisgarh.
3. Hirdelal Poyam S/o Late Dhannuram Poyam Aged About 23 Years Resident Of Village Baniyagaon, Kudumbhata, Police Station Kondagaon, District Kondagaon Chhattisgarh.

----- **Respondents.**

For the State :- Mr. Ravish Verma, Dy. GA.

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

Order on Board by Justice Manindra Mohan Shrivastava, J.
20.07.2021

Heard on prayer for grant of leave to appeal.

Taking into consideration the submission of learned State counsel that uncontroverted testimony of the prosecutrix that her consent for sexual intercourse was obtained on false pretext of marriage, has not received any consideration whatsoever by learned trial Court, we are inclined to grant leave to appeal.

Application for grant of leave to appeal is accordingly **allowed**.

Let the appeal filed by the State be registered as Acquittal Appeal and be listed for further orders.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Sd/-
(Vimla Singh Kapoor)
Judge