

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

CRMP No. 1213 of 2020

State of Chhattisgarh Through Police Station Bagicha, District
Jashpur Chhattisgarh

---- Appellant

Versus

Virendra Raut S/o. Santosh Raut, Aged about 21 years, Resident of
Maini Police Station Bagicha, District Jashpur (CG)

---- Respondent

For the Appellant :- Mr. Lalit Jangade, Dy. G.A
For the respondent :- None

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

Judgement on Board By
Manindra Mohan Shrivastava, J.

04.01.2021

Heard on the application for grant of leave to appeal.

2. Taking into consideration the submission of learned counsel for the State that the prosecution has led evidence that the prosecutrix not only minor but was mentally retarded and she was subjected to rape by the appellant which was disclosed by the prosecutrix immediately after the incident and also the evidence of the mother of having seen the appellant running away from the spot, we are inclined to grant leave to appeal. Application is accordingly allowed.

3. Let the appeal filed by the State be registered as Acquittal appeal and be listed for further orders.
4. CRMP is accordingly disposed off.

Sd/-

Manindra Mohan Shrivastava
Judge

Sd/-

Vimla Singh Kapoor
Judge

santosh