

HIGH COURT OF CHHATTISGARH, BILASPUR
CRMP No. 133 of 2020

- State Of Chhattisgarh Through Police Station Pamgarh, District Janjgir Champa Chhattisgarh. **---- Petitioner**

Versus

1. Manoj Kumar Ogre S/o Shri Ram Ji Ogre Aged About 34 Years R/o Pamgarh Block Colony, Police Station Pamgarh, District Janjgir Champa Chhattisgarh.
2. Amrika Bai W/o Ramji Ogre Aged About 60 Years R/o Pamgarh Block Colony, Police Station Pamgarh, District Janjgir Champa Chhattisgarh. **---- Respondents**

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- Mr. K.K. Singh, GA for the State.
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D.B.: Hon'ble Shri Justice Manindra Mohan Shrivastava

Hon'ble Smt. Justice Vimla Singh Kapoor

Order on Board

Per Manindra Mohan Shrivastava, J.

02.03.2021

Heard on IA No. 1 – application for condonation of delay in filing of application as also on prayer for grant of leave to appeal.

Even if we are inclined to condone the delay, we do not find any merit in the case, because the prosecution itself has come out with a dying declaration of the deceased in which the deceased declared that her cloths caught fire due to an accident and despite being specifically asked she has involved anybody. As against this the prosecution evidence of she being subjected to cruelty based on statements of the prosecution witnesses have been disbelieved. Therefore, no case is made out. We do not consider present to be a fit case for grant of leave to appeal.

Accordingly, application is **rejected**.

Sd/-

(Manindra Mohan Shrivastava)
Judge

Sd/-

(Vimla Singh Kapoor)
Judge