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**IN THE HIGH COURT OF MADHYA PRADESH
AT GWALIOR
BEFORE
HON'BLE SHRI JUSTICE ROHIT ARYA
&
HON'BLE SHRI JUSTICE BINOD KUMAR DWIVEDI
ON THE 8th OF JANUARY, 2024
CRIMINAL APPEAL No. 319 of 2024**

BETWEEN:-

**THE STATE OF MADHYA PRADESH THROUGH POLICE
STATION MOW DISTRICT BHIND (MADHYA PRADESH)**

.....APPELLANT

**(DR. ANJALI GYANANI- PUBLIC PROSECUTOR FOR THE
APPELLANT/STATE)**

AND

- 1. VIDHI KA ULANGHAN KARNE WALA BALAK R
SARPARAST PITA, AGED ABOUT 22 YEARS, R/O
DISTRICT BHIND (MADHYA PRADESH)**
- 2. VIDHI KA ULLANGHAN KARNE WALA BALAK P
SARPARST PITA R/O DATIA (MADHYA PRADESH)**

.....RESPONDENTS

.....
*This appeal coming on for admission this day, **Justice Rohit Arya**
passed the following:*

ORDER

Heard on **I.A. No.262 of 2024**, which is an application under Section 378(3) of Cr.P.C. moved on behalf of State seeking leave to appeal against the judgment of acquittal of respondents dated 18/10/2023 passed by Special Judge (POCSO Act), District Bhind (Madhya Pradesh) in Sessions Trial No.98/2021.

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We have heard learned Public Prosecutor appearing on behalf of State.

We have also perused the impugned judgment.

The conclusion of acquittal drawn in favour of respondents particularly, in view of paragraphs 13, 20 & 24 of the impugned judgment, appears to be reasonable and plausible based on proper appreciation of evidence. The judgment and the reasoning thereof, are not manifestly illegal or perverse to make out a case of miscarriage of justice. The judgment is impregnable as neither there is any illegality nor irregularity in the finding so recorded. Therefore, no compelling or substantial reasons for interference by this appellate Court and for grant of leave to appeal, are made out.

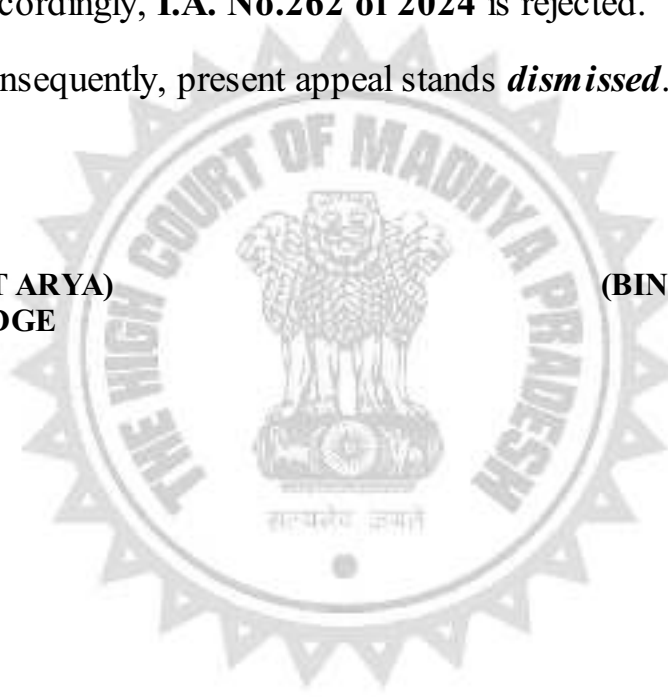
Accordingly, **I.A. No.262 of 2024** is rejected.

Consequently, present appeal stands *dismissed*.

(ROHIT ARYA)
JUDGE

ms/-

(BINOD KUMAR DWIVEDI)
JUDGE



Signature Not Verified

Signed by: MADHU
SOODAN PRASAD
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