IN THE HIGH COURT OF MADHYA PRADESH AT GWALIOR

BEFORE

HON'BLE SHRI JUSTICE MILIND RAMESH PHADKE

ON THE 5th OF FEBRUARY, 2024

MISC. CRIMINAL CASE No. 2664 of 2010

BETWEEN:-

RAMESH KUMAR SHRIVASTAVA S/O S/O LT.BALAL PRASAD SHRIVASTAVA , AGED ABOUT 63 YEARS, OCCUPATION: GOVT.SERVICE SR.PROFESSOR,R/O 1 4 7 / 2 8 RAMASHRAYA HANUMAN COLONY,A.B.ROAD,GUNA (MADHYA PRADESH)

.....APPLICANT

(none)

AND

NIRUPAM BAJPAI S/O , AGED ABOUT 35 YEARS, OCCUPATION: REPORTING,R/O SHASTRI COLONY INFRONT OF PARK,GOPAL JI SAXENA KA MAKAN,GUNA (MADHYA PRADESH)

.....RESPONDENTS

(none)

This application coming on for direction this day, the court passed the following:

ORDER

The present petition u/s. 482 of Cr.P.C arises out of order dated 8.3.2010 passed by Judicial Magistrate First Class, Guna, whereby the complaint u/s. 500 of IPC for holding the present respondent guilty for defamation was rejected by the Court.

Learned Trial Court after due appreciation of material available on record and the evidence adduced therein has found that there is no sum and substance in the complaint and ingredients of Sections 499 and 500 of IPC are not

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attracted and accordingly has dismissed the said complaint.

After perusing the impugned order and going through the material available on record, this Court does not find any perversity or illegality committed by the Court below in acquitting the present respondent of the charges u/s. 500 of IPC and therefore this Court holds that the order impugned since does not suffer from any perversity or illegality, has rightly been passed.

Accordingly, there is no merit in the present petition, therefore the same is hereby dismissed.

(MILIND RAMESH PHADKE)
JUDGE

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