IN THE HIGH COURT OF MADHYA PRADESH AT INDORE

BEFORE

HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA

ON THE 5th OF FEBRUARY, 2024

MISC. CRIMINAL CASE No. 4755 of 2024

BETWEEN:-

RAJ @ RAMRATAN S/O MUKESH @ ANIRUDDH BHAMAR, AGED ABOUT 18 YEARS, OCCUPATION: STUDENT R/O GRAMSADRABAAD DHAMNOD TEHSIL DHARAMPURI DISTT.DHAR (MADHYA PRADESH)

.....APPLICANT

(BY SHRI SIDDHARTH JAIN - ADVOCATE)

AND

THE STATE OF MADHYA PRADESH STATION HOUSE OFFICER THROUGH POLICE STATION KOTWALI DHAR DISTT. DHAR (MADHYA PRADESH)

.....RESPONDENT

(BY SHRI TARUN PAGARE - G.A.)

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

ORDER

This is first application under section 439 Cr.P.C. for grant of regular bail in connection with FIR No. 805/2023 registered at P.S. Kotwali, district Dhar for the offence punishable under section 306 of IPC.

2. As per prosecution case, on 12.10.2023 Neema committed suicide and marg bearing NO. 54/2023 was registered. During investigation police recorded the statement of Neema's friend Urmila. In her statement, she stated that on 12.10.2023 around 6.00 p.m. deceased Neema was talking on phone and shouting. When she came inside the room, deceased stated that applicant was

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pressurizing her for marriage. Later, she pushed Urmila outside her room and locked herself in. After sometime when she from window, deceased committed suicide. After that she somehow opened the gate, brought down the deceased and took her to Bhoj Hospital where doctors declared her brought dead and then she informed deceased's family about the incident.

3. Counsel for the applicant submits that suicide was committed on 12.10.2023 and there is no date mentioned in Dehati Nalishi and statement of parents. Apart from that from the statement of parents, it is evident that deceased was having love affair with the applicant and wanted to marry him and parents were opposing the said marriage.

4. Counsel for the State opposes the prayer for grant of bail.

5. After hearing learned counsel for the parties and taking into consideration that there is no suicide note and no date is mentioned in Dehati Nalishi and statement of parents, the applicant is in jail since 30.12.2023, investigation is completed and chargesheet has been filedd, I am of the view that the applicant is entitled for grant of bail. Therefore, without expressing any view on the merits of the case, the application is allowed.

6. It is directed that Applicant- Raj @ Ramratan shall be released from custody upon furnishing a personal bond of Rs.50,000/- (Rupees Fifty Thousand Only) with one surety of the like amount to the satisfaction of the court below.

7. A typed copy of this order is being forwarded to the Office of the Advocate General, on their email address, for intimation to the Police Station concerned. The office is requested to forward a copy of this order to the court below.

C.c. as per rules.

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(VIJAY KUMAR SHUKLA)
JUDGE

MK

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