

Dilip Kumar Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Apr-12-2013

Appellant : Dilip Kumar

Respondent : The State of Madhya Pradesh

Judgement :

M.Cr.C.No.2384/2013 12/04/2013 Shri P.S.Gaharwar, Advocate for the applicant.

Shri C.K.Mishra, GA for the respondent/State.

Heard finally.

This is the fiRs.application filed by applicant under Section 439 of the Cr.P.C for grant of bail.

Applicant has been arrested on 16/01/13 in connection with Crime No.6/13 registered at P.S.Brijpur, District Panna for the offence punishable under sections 376, 506-II of IPC read with sections 3 (1) (12).3 (2)(5) of SC/ST (Prevention of Atrocities) Act.

Learned counsel for the applicant submits that applicant has been falsely implicated in the case.

It is further submitted that prosecutrix was a consenting party in regard to sexual intercourse.

She has not made any complaint against this applicant till she got pregnant.

Charge sheet has already been filed and trial would take considerable time to be disposed of finally therefore, he prays for bail to the applicant.

Learned counsel for the State opposes the application.

Considering the overall facts and circumstances of the case alongwith the nature of allegation made against this applicant, I am of the considered view that it is a fit case to release him on bail.

Therefore, without commenting on the merit of the case, this application is allowed and it is directed that applicant Dilip Kumar shall be released on bail on his furnishing a personal bond in a sum of Rs.30,000/- (Rs.Thirty Thousand only) with one surety in the like amount to the satisfaction of Committal Court/trial Court, for securing his presence before the said Court on all the dates of hearing fixed in this regard during trial.

Certified copy as per rules.

(G.S.SOLANKI) Judge navin

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