

Mumtaz Vs. the State of Madhya Pradesh

Mumtaz Vs. the State of Madhya Pradesh

SooperKanoon Citation : sooperkanoon.com/1047482

Court : Madhya Pradesh

Decided On : Apr-02-2013

Appellant : Mumtaz

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. R.S. Verma

Judgement :

M.Cr.C.No.15294/2012 2.4.2013 Shri R.S. Verma, learned counsel for the applicants. Shri Akhilendra Kumar Singh, learned GA for the State. Still service report of respondent no.2 is awaited.

The applicants are apprehending their arrest in connection with criminal case No. 8743/12 registered at Police Station Bilkhiriya, District Betul for the offence punishable under sections 363, 365, 368, 324, 325 and 506 of IPC. Learned counsel for the applicants submits that applicants are falsely implicated in the case. It is further submitted that this case arose from the private complaint wherein warrant of arrest has been issued against the applicants.

Learned counsel further submits that in the light of decision of Nirbhay Singh's case a direction may be issued to arresting officer to produce the applicants before the trial Court on the same day. Learned counsel for the State opposes the application. On due consideration of the facts and circumstances of the case and the fact that the case arose from the private complaint, nothing is required to be

seized from the applicants, the application is allowed.

In the event of arrest, the arresting officer is directed to produce the applicants immediately before the Judicial Magistrate First Class, Bhopal and they be released on bail on their furnishing a personal bond in the sum of Rs.25,000/ (Rs. Twenty five Thousand Only) each with one surety in the like amount.

The petition is finally disposed of.

Certified copy as per rules.

(G.S.Solanki) Judge ravi

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com