

Smt. Phoolan Devi Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Jul-31-2012

Appellant : Smt. Phoolan Devi

Respondent : The State of Madhya Pradesh

Judgement :

31.7.2012 Shri Sharad Verma, Advocate for the applicant.

Shri Prakash Gupta, PL for the State.

Admit.

Call for the case diary.

Heard on I.A.No.14866/2012, which is an application for grant of ad-interim anticipatory bail to the applicant.

The applicant apprehends her arrest in connection with Crime No.140/2012 registered at P.S.Naigarhi, District Rewa for the offence punishable under Sections 498-A, 306/34 of the IPC.

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

She is mother-in-law of deceased Premwati, who died after 30 years of her marriage.

The applicant and her husband reside separately.

A ration card has been filed in this regard.

After the death of deceased, her parents have falsely implicated in the applicant and co-accused in this case.

The applicant is a permanent resident of village Kot, thus, there is no possibility of her absconding.

The applicant is 65 years old lady and is a reputed citizen of the locality, in the event of arrest, her reputation will be tarnished, therefore, she be released on ad-interim anticipatory bail.

Learned counsel for State has opposed the application.

On due consideration of the contention raised by the learned counsel for the parties, I am of the considered view that it is a fit case to release the applicant on ad-interim anticipatory bail, therefore, without commenting on the merits of the case, this application is allowed and it is directed that in the event of arrest, the applicant shall be released on bail on her furnishing a personal bond in a sum of Rs.20,000/- (Rs.Twenty Thousand only) with one surety in the like amount to the satisfaction of arresting officer/competent Court.

The applicant shall make herself available for interrogation by a police officer as and when required.

She shall further abide by the other conditions enumerated in sub-section (2) of Section 438 of Cr.P.C.This order shall remain in force till the disposal of main application under section 438 of the Cr.P.C.List along with M.Cr.C.No.8637/2012 in the week commencing 20.8.2012.

Certified copy as per rules.

(G.S.Solanki) Judge PB

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