

Deepak Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Oct-08-2012

Appellant : Deepak

Respondent : The State of Madhya Pradesh

Judgement :

M.Cr.C.No.5254/2012 8/10/2012 Shri Amit Jain, Advocate for the applicant.

Shri A.K.Shukla, GA for the respondent/State.

Heard finally.

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

The applicant has been arrested on 2/02/2012 in connection with Crime No.192/2011 registered at P.S.Bhangarh, District Sagar for the offence punishable under sections 302, 201/34, 120-B of IPC and sections 25/27 of the Arms Act.

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

It is further submitted that other co-accused have already been enlarged on bail therefore, he prays for bail to this applicant.

Learned counsel for the State submits that as per FSL report the empty kartoos found on spot was fired from the gun seized from the possession of this applicant therefore, he prays for dismissal of the application.

Considering the overall facts and evidence on record alongwith the FSL report wherein prima facie evidence that empty kartoos was fired from the gun seized from the possession of this applicant, I am of the view that it is not a fit case for grant of bail to the applicant at this stage.

Accordingly, this application filed u/s 439 of Cr.P.C.for grant of bail is hereby dismissed.

(G.S.SOLANKI) Judge navin

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