

**31/5/12**

Shri Sunil Soni, Advocate for the applicant.

Shri Pramod Pachori, Public Prosecutor for the non-applicant/State.

Both parties heard.

This is first bail application filed by the applicant under Section 439 of Cr.P.C. for grant of bail. The applicant is in custody in connection with Crime No.118/12 registered for commission of offence under Sections 307, 353, 332, 294/34 of I.P.C. at Police Station Madhogang, district Gwalior.

The contention of the learned counsel for the applicant is that the injuries sustained by the victims are simple in nature but because the injuries were received by the police party, however, an offence under Section 307 of I.P.C. has been registered against the accused. The applicant is in custody since 13/3/12. After investigation challan has been filed. The trial and disposal of the case is likely to take time. Hence, it is prayed that the bail application may be allowed.

Learned Public Prosecutor for the respondent/State on the other hand opposed the bail application and prayed for its rejection.

Considering the facts and circumstances of the case and the fact that the injuries attributed to the applicant are

simple in nature with further taking into consideration the period of custody, the application is allowed and it is directed that applicant Balkishan S/o Dhaniram Baghel be released on bail subject to his furnishing a personal bond to the tune of Rs.25,000/- (Rs. Twenty Five Thousand only) with one solvent surety of the like amount to the satisfaction of the concerned J.M.F.C./C.J.M for his appearance before him or Trial Court, as the case may be, on all the dates of hearing fixed in this behalf by the court concerned during trial.

C.c. as per rules

**(J.K.Maheshwari)**  
**Vacation Judge**

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