

M.Cr.C. No. 2939/2014

28/02/2014

Shri B.J. Chourasiya, Advocate for the applicant.

Shri Rajnish Choubey, PL for the respondent/State.

Heard finally.

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

Applicant has been arrested on 10/02/2014 in connection with Crime No. 15/2014 registered at P.S. Tendukheda, District Narsinghpur for the offence punishable under section 306/34 of IPC.

As per prosecution it is alleged against this applicant that he pressurized the deceased Rajeshwari to change her statement before the trial Court in the trial said to have been initiated on her report therefore, she committed the suicide.

Learned counsel for the applicant submits that applicant has been falsely implicated in the case. It is further submitted that though Suresh, father of prosecutrix alleged in this case that deceased was under pressure due to aforesaid incident and applicant pressurizing her to change the statement but Suresh himself has not stated anything in the trial. If such was the truthful story then certainly he may state something before the trial Court. Suresh has not supported the prosecution case in that case and declared hostile. 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.

On due consideration of the facts and contention raised on behalf of the parties, I am of the considered view that it is a fit case to release the applicant on bail. Therefore, without commenting on the merit of the case, this application is allowed and it is directed that applicant shall be released on bail on his furnishing a personal bond in a sum of **Rs. 30,000/- (Rupees 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

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