

MCRC-3918-2015

(DHARMENDRA YADAV Vs THE STATE OF MADHYA PRADESH)

31-03-2015

Shri R.S. Patel, learned counsel for the applicant.

Shri Punit Shroti, learned Panel Lawyer for the respondent/State.

This is **second** bail application under section 439 of Cr.P.C. on being rejection of M.Cr.C No.16293/2014 on 05/11/2014 as not pressed with liberty to renew the prayer after four months for an offence under Sections 307/34 of the IPC and 25 and 27 of Arms Act in connection with Crime No.226/2014 registered at Police Station Orchha District Tikamgarh.

Learned counsel for the applicant contends that it is a case of false implication and the allegation as alleged that present applicant shot fire whereby reddish marks were found over the face, which cannot be attributable to gun shot. On advice of x-ray, no external body injury found on the body. In such circumstances, prayer is made to enlarge applicant on bail who is in custody since last more than 7 months and after completion of investigation, challan already filed.

On due consideration of the facts and circumstances of the case, this Court deem it proper to grant bail to the **applicant Dharmendra Yadav**. He be released on bail on his furnishing a personal bond in a sum of **Rs.30,000/-** with a separate surety of like amount to the satisfaction of JMFC concerned or CJM for his appearance in trial Court on the dates so fixed by that Court during trial. It is directed that applicant shall comply the provisions of Section 437(3) Cr.P.C..

Certified copy as per rules.

(J.K. MAHESHWARI)
JUDGE