

31/5/16

Shri Prashant Sharma, Advocate for the petitioner.

Smt. Sangeeta Pachori, Public Prosecutor for the State.

Case Diary is perused.

Learned counsel for the rival parties are heard.

The petitioner has filed this first application under Section 439 of Cr.P.C. for grant of bail.

The petitioner has been arrested on 25/4/2016 by Police Station Morar, District Gwalior (M.P.) in connection with Crime No.241/16, registered in relation to the offence punishable under Sections 370, 371, 372, 373 and 304 of I.P.C. and sections 80 and 81 of the Protection of Children from Sexual Offences, Act, 2012.

Learned Public Prosecutor for the State opposed the application and prayed for its rejection by contending that on the basis of the allegations and the material available on record, no case for grant of bail is made out.

The allegation of trafficking of newly born baby is made against the petitioner from the hospital.

The investigation is inconclusive.

Since the investigation is pending and the custodial interrogation in the offence of this nature assumes relevance, this court is not inclined to extend the benefit of bail to the petitioner at this stage.

Accordingly, the petition is dismissed with liberty to approach again after conclusion of the investigation.

(Sheel Nagu)
V.Judge

(Bu)