

The High Court Of Madhya Pradesh**MCRC-18867-2021***(RAVI Vs THE STATE OF MADHYA PRADESH)***MCRC/18181/2021***(SHASHANK UPADHYAY Vs THE STATE OF MADHYA PRADESH)***Jabalpur, Dated : 30-04-2021****Heard through Video Conferencing.**

Shri Manish Tiwari, learned counsel for applicant in M.Cr.C. No.18867/2021.

Shri Umesh Trivedi, learned counsel for applicant in M.Cr.C. No.18181/2021.

Shri Palash Upadhyay, learned Panel Lawyer for respondent/State.

Shri Shishir Kumar Soni, learned counsel for objector.

These are first bail applications filed under Section 439 of Cr.P.C. for grant of bail to the applicants. Applicants have been arrested in connection with Crime No.168/2021 registered at Police Station Kotwali, District Balaghat (M.P.), for commission of offences punishable under Sections 147, 148, 149, 341, 323, 325, 294, 427, 506, 307 and 120-B of IPC.

Counsel appearing for applicants namely Ravi as well as Shashank Upadhyay argued that main accused in the case is co-accused Soheli, who is said to have assaulted the complainant with a rod. Applicants were said to be armed with bamboo stick. Complainant has not received any serious injuries on the vital parts. He has received fracture on his metacarpal bone. It is submitted that applicants are young person. Applicant Shashank Upadhyay is a student. It is further submitted that challan has already been filed in the cases and applicants do not have any criminal antecedents. In these circumstances, counsel for applicants made a prayer for grant of bail to applicants.

Counsel appearing for State as well as counsel for objector opposed the applications for grant of bail. It is submitted that though there is no injury on the head of complainant but assault was made on his head by Soheli, then

he ducked and saved himself. However, he had suffered injuries on the other parts of the body. On these grounds, they prayed for rejection of bail applications.

Heard the counsel for the parties.

Considering the facts and circumstances of the case, bail applications filed by applicants are **allowed**. It is directed that applicants namely **Ravi and Shashank Upadhyay** be released on bail on their furnishing a personal bond in the sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** **each** with one solvent surety of the like amount to the satisfaction of the trial Court.

The applicants shall abide by the conditions enumerated in Section 437 (3) of Cr.P.C.

Certified copy as per rules.

(VISHAL DHAGAT)
JUDGE

sp/-

