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**IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE**

**BEFORE  
HON'BLE SHRI JUSTICE VIJAY KUMAR SHUKLA**

**ON THE 31<sup>st</sup> OF AUGUST, 2023**

**MISC. CRIMINAL CASE No. 34804 of 2023**

**BETWEEN:-**

**BHERU SINGH S/O KAMAL SINGH, AGED ABOUT 28  
YEARS, OCCUPATION: LABOR BADI TILAWAD, TEHSIL  
TARANA, DISTRICT UJJAIN (MADHYA PRADESH)**

**.....APPLICANT**

***(BY SHRI JITENDRA SHARMA - ADVOCATE)***

**AND**

**THE STATE OF MADHYA PRADESH THROUGH POLICE  
STATION MAKDON, DISTRICT UJJAIN (MADHYA  
PRADESH)**

**.....RESPONDENTS**

***(BY MS. GEETANJALI CHAURASIA - PUBLIC PROSECUTOR)***

.....  
*This application coming on for orders this day, the court passed the  
following:*

**ORDER**

This is second bail application under Section 439 of Cr.P.C for grant of regular bail in connection with FIR No.26/2023 dated (not mentioned) registered at P.S - Makdon, District - Ujjain (M.P.) for offences punishable under Section(s) 294, 307, 323, 386, 387, 506 & 34 of IPC and section 25 and 27 of the Arms Act. The earlier bail application was dismissed as withdrawn with liberty to renew the prayer after recording of the statement of injured Arjun.

2. Counsel for the applicant submits that statement of Arjun has been recorded and he has not supported the prosecution case. It is further submitted that allegation was that applicant has gun fired on Ramchandra. His statement

has also been recorded and he has turned hostile.

3. Counsel for the State opposes the prayer for grant of bail.

4. After hearing learned counsel for the parties and taking into consideration the statement of Arjun and Ramchandra that they have turned hostile and not supported the prosecution case, the application is allowed.

5. It is directed that applicant Bheru Singh shall be released from custody upon furnishing a personal bond of Rs.50,000/- (Rupees Fifty Thousand Only) with one surety of the like amount to the satisfaction of the Court below.

6. A typed copy of this order is being forwarded to the Office of the Advocate General, on their email address, for intimation to the Police Station concerned. The office is requested to forward a copy of this order to the Court below.

With the aforesaid, the application is allowed and disposed off.

**(VIJAY KUMAR SHUKLA)**  
**JUDGE**

MK