

# Tayyaba Patel vs The State Of Madhya Pradesh on 3 March, 2025

NEUTRAL CITATION NO. 2025:MPHC-IND:5539

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IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE  
BEFORE  
HON'BLE SHRI JUSTICE BINOD KUMAR DWIVEDI  
ON THE 3<sup>rd</sup> OF MARCH, 2025  
MISC. CRIMINAL CASE No. 8311 of 2025  
TAYYABA PATEL AND OTHERS  
Versus  
THE STATE OF MADHYA PRADESH

Appearance:  
Shri Manu Maheshwari, learned counsel for the applica  
Shri Kamal Kumar Tiwari, learned Public Prosecutor fo  
respondent/State.  
Shri Rakesh Kumar Sharma, learned counsel for the obj

## ORDER

This is first bail application under Section 482 of Bhartiya Nagarik Suraksha Sanhita, 2023 (BNSS) = Section 438 of the Code of Criminal Procedure, 1973 (Code) for grant of anticipatory bail. The applicants are apprehending their arrest in relation to Crime/FIR No.125 of 2025 registered at Police Station Khajrana, Indore (M.P.) for commission of offence under 108, 238 and 3(5) of Bhartiya Nyaya Sanhita, 2023.

2. The allegation against the applicants is that due to their torture and mental harassment, on 13.01.2025 deceased Anjum Bee has committed suicide.

3. Learned counsel for the applicants submits that the applicants have been falsely implicated in the case being relative of the husband of the NEUTRAL CITATION NO. 2025:MPHC-IND:5539 2 MCRC-8311-2025 deceased. They have not committed any offence even though some allegations of maltreatment and non-cooperation has been levelled against them but they are not sufficient to attract the ingredients of offence under Section 108 of BNS, 2023. The applicants have no criminal record. The applicants are permanent resident of Khajarana, Indore and there is no possibility of their absconson. He submits that under similar circumstances, accused/applicants have been granted bail by this Court in MCRC No.56398/2024 (Bharat Limbola & Ors. vs. State of MP) on 09.01.2024. On these grounds, it is prayed that applicants may be released on anticipatory bail.

4. Learned counsel appearing for the respondent - State has opposed the prayer for anticipatory bail and prayed for its dismissal.

5. Heard learned counsel for the parties and perused the case diary.

6. Considering the facts and circumstances of the case and the evidence in entirety, but without expressing any opinion on the merits of the case, I am inclined to release the applicants on anticipatory bail. Consequently, the present application filed on behalf of applicants, stands allowed.

7. It is directed that applicants be released on bail upon each of them furnishing a personal bond in the sum of Rs.50,000/- (Rupees Fifty Thousand only) with separate solvent surety in the like amount to the satisfaction of the arresting officer, subject to the following terms and conditions:-

(i) The applicant (s) shall make themselves available for NEUTRAL CITATION NO. 2025:MPHC-IND:5539 3 MCRC-8311-2025 interrogation by the investigating officer at the time and place fixed by the Investigating Officer.

(ii) The applicant (s) will not abscond or tamper with the evidence or influence the witnesses.

(iii) The applicant (s) shall cooperate with the investigation.

8. The applicant (s) shall further abide by the other conditions enumerated in Sub Section (3) of Section 437 of the Code = Sub Section (2) of Section 482 of BNSS. In case of any breach of the above terms and conditions, prosecution side will be at liberty to seek cancellation of bail.

9. Accordingly, this M.Cr.C. stands allowed and disposed of.

Certified copy as per rules.

(BINOD KUMAR DWIVEDI) JUDGE soumya