

# Pappu vs The State Of Madhya Pradesh on 7 January, 2025

NEUTRAL CITATION NO. 2025:MPHC-IND:304

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IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE  
BEFORE  
HON'BLE SHRI JUSTICE BINOD KUMAR DWIVEDI  
ON THE 7<sup>th</sup> OF JANUARY, 2025  
MISC. CRIMINAL CASE No. 56405 of 2024  
PAPPU  
Versus  
THE STATE OF MADHYA PRADESH

Appearance:  
Applicant by Shri Santosh Kumar Meena - Advocate.  
Respondent - State of Madhya Pradesh by Shri Virendra  
Government Advocate appearing on behalf of Advocate General.

## ORDER

This first bail application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) = Section 439 of Code of Criminal Procedure, 1973 (Code) has been filed for grant of regular bail by applicant Pappu S/o Harbags, who has been arrested on 14.09.2024 in connection with Crime/FIR No.272 of 2024 registered at Police Station Suthaliya, District Rajgarh (MP) for commission of offence under Sections 103 (1), 109, 191 (3), 296 and 351 (3) Bhartiya Nyaya Sanhita, 2023.

2. As per the prosecution case, during incident one person (deceased Rupwatibai) has died; and Sarvan as well as Vinod have sustained injuries by gun shot injuries. The allegation against the applicant is that he along with other co-accused persons were indulged in committing murder of the deceased.

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3. Learned counsel for the applicant submits that the applicant is innocent and has falsely been implicated in the crime. It is submitted that deceased Rupwatibai has succumbed to gun shot injury and injured persons Sarvan and Vinod have been injured by gun shot injury. No overt act has been attributed to the present applicant. He has been allegedly present on the spot armed with Danda, but he has not caused injury to any one with Danda. The applicant has been arrested on 14.09.2024. Investigation is complete and charge sheet has already been filed. The trial will take time. On these premises, learned counsel prays for grant of bail to the applicant by allowing the application.

4. Per contra, learned counsel for the respondent / State has vehemently opposed the prayer on the ground that the applicant was also sharing common intention with the main accused Ramprasad

Meena and Pappu @ Dharmendra S/o Mangilal, who fired bullets. Hence, on these grounds learned counsel prays for dismissal of the bail application.

5. Heard learned counsel for the parties with the aid of case diary.

6. In the aforesaid factual backdrop, considering the arguments advanced on behalf of the parties and overall circumstances of the case, this Court is inclined to grant benefit of bail to the applicant. Accordingly, without commenting on the merits of the case, bail application is allowed.

7. It is directed that the applicant be released on bail upon his furnishing 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 trial Court, for his regular appearance before the concerned Court for NEUTRAL CITATION NO. 2025:MPHC-IND:304 3 MCRC-56405-2024 speedy disposal of the case, on all the dates fixed by the said Court, without any default, during trial. The applicant will abide by the conditions enumerated under Section 480 (3) of BNSS = 437 (3) of Code.

8. This order shall be effective till the end of the trial, however, in case of bail jump and / or breach of any of the conditions of bail, it shall become ineffective.

9. Accordingly, this M.Cr.C. stands allowed and disposed off. Certified copy, as per rules.

(BINOD KUMAR DWIVEDI) JUDGE rcp