

# Aman vs The State Of Madhya Pradesh on 12 March, 2025

**Author: Sanjay Dwivedi**

**Bench: Sanjay Dwivedi**

NEUTRAL CITATION NO. 2025:MPHC-JBP:12703

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IN THE HIGH COURT OF MADHYA PRADESH  
AT JABALPUR  
BEFORE  
HON'BLE SHRI JUSTICE SANJAY DWIVEDI  
ON THE 12th OF MARCH, 2025  
MISC. CRIMINAL CASE No. 10264 of 2025  
AMAN AND OTHERS  
Versus  
THE STATE OF MADHYA PRADESH  
Appearance:  
Shri Jayant Neekhra - Advocate for the applicants.  
Shri B.K. Upadhyay - Government Advocate for the respondent.  
Shri R. Raghuvanshi - Advocate for the objector.

## ORDER

This is second application filed under Section 483 of Bhartiya Nagrik Suraksha Sanhita, 2023 r/w Section 439 of the Code of Criminal Procedure on behalf of applicants, who are in jail since 11.12.2024 in relation to FIR/Crime No.276/2024, registered at Police Station Badi, District Raisen, for the offence punishable under Sections 119(1), 296, 115(2), 351(3), 3(5), 119(2) of Bhartiya Nyaya Sanhita, 2023. The earlier application filed on behalf of the applicants was dismissed as withdrawn with liberty to revive the same after a period of one month.

2. Learned counsel for the applicants submits that as per the allegation made against the present applicants, they demanded money from the complainant but when the said demand was not fulfilled by the complainant, mar-peat took place and the present applicants caused injuries to the complainant with the help of lathi due to which he received fracture.

NEUTRAL CITATION NO. 2025:MPHC-JBP:12703 2 MCRC-10264-2025 He further submits that applicants have completed almost three months' in jail and, therefore, looking to the nature of allegation and the injury sustained by the complainant, the application can be allowed.

3. On the other hand, learned counsel appearing for the State opposes the application.

4. Counsel for the objector has also opposed the bail application and submitted that threat has been given to the complainant by one Amit Thakur who is the brother of the present applicant No.2 and report was made and offence also got registered against him. He has further submitted that statement of the injured is yet to be recorded and, therefore, till the statement is recorded, the bail application cannot be considered.

4. Considering the submissions made by the counsel for the parties, perusal of case diary and the fact that present applicants are in jail since 11.12.2024, injury caused with the help of lathi as also the fact that applicants have no past criminal antecedents, I am inclined to consider and allow this bail application. Therefore, without commenting anything on the merits of the case, this bail application is allowed subject to the condition that the present applicants will neither try to contact any of the witnesses of the prosecution nor will try to give threat to them. If any such incident is reported, the State would be at liberty to move an appropriate application for cancellation of the bail.

5. It is directed that the applicants be released on bail upon their furnishing a personal bond in the sum of Rs.50,000/- (Rupees Fifty Thousand Only) 'each' with one solvent surety 'each' in the like amount to the NEUTRAL CITATION NO. 2025:MPHC-JBP:12703 3 MCRC-10264-2025 satisfaction of the trial Court concerned.

6. On being released on bail, the applicants shall abide by the conditions enumerated in Section 480(3) of Bhartiya Nagrik Suraksha Sanhita, 2023.

(SANJAY DWIVEDI) JUDGE Rao