

# Chhotu Kushwah vs The State Of Madhya Pradesh on 20 February, 2025

**Author: Maninder S. Bhatti**

**Bench: Maninder S. Bhatti**

NEUTRAL CITATION NO. 2025:MPHC-GWL:3818

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IN THE HIGH COURT OF MADHYA PRADESH  
AT GWALIOR  
BEFORE  
HON'BLE SHRI JUSTICE MANINDER S. BHATTI  
ON THE 20th OF FEBRUARY, 2025  
MISC. CRIMINAL CASE No. 6995 of 2025  
CHHOTU KUSHWAH  
Versus  
THE STATE OF MADHYA PRADESH  
Appearance:  
Shri Shelendra Singh Gurjar - Advocate for the applica  
Shri Abhishek Singh Bhadoria - PP for the State.

## ORDER

This is first application filed by the applicant under Section 483 of Bhartiya Nagrik Suraksha Sanhita, 2023 seeking regular bail in connection with FIR/Crime No. 114/2024 registered at Police Station Tighara, District Gwalior for the offences punishable under Sections 309(6), 3(5) of BNS and Section 11/13 of the M.P. Dakaiti Aur Vyapharan Prabhavit Kshetra Adhiniyam, 1981

2. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. It is contended that the applicant is in custody since 10.11.2024 and charge-sheet has already been filed. As per the case of the prosecution, there is seizure of a sum of Rs. 19,500/- and an iron crowbar (sabbal) from the applicant. The applicant has no criminal past. Co-accused namely Rajesh Kushwaha has already been released on bail by this Court vide order dated 24.1.2025 passed in M.Cr.C. NEUTRAL CITATION NO. 2025:MPHC-GWL:3818 2 MCRC-6995-2025 No. 1717 of 2025. Therefore, applicant be released on bail.

3. Per contra, the counsel for the State has opposed the prayer and submitted that looking to the gravity of offence, no case for grant of bail is made out.

4. Heard the submissions and perused the case diary.

5. Considering the totality of the facts and circumstances of the case and the fact that co-accused Rajesh Kushwah has already been released on bail, this Court deems it a fit case to release the applicant on bail, therefore, without commenting on the merits of the case, the application is allowed.

6. It is directed that that the applicant shall be released on bail on furnishing a personal bond in a sum of Rs.50,000/- (Rupees Fifty Thousand Only) with one surety in the like amount to the satisfaction of the trial Court concerned for his appearance before the said Court on all such dated as may be fixed by that Court in this regard during the pendency of trial.

7. The applicant shall comply with the provisions of Section 480(3) of the Bharatiya Nagrik Suraksha Sanhita , 2023.

(MANINDER S. BHATTI) JUDGE PB