

# Dilip vs The State Of Madhya Pradesh on 14 August, 2024

**Author: Subodh Abhyankar**

**Bench: Subodh Abhyankar**

NEUTRAL CITATION NO. 2024:MPHC-IND:23321

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IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE  
BEFORE  
HON'BLE SHRI JUSTICE SUBODH ABHYANKAR  
ON THE 14th OF AUGUST, 2024  
MISC. CRIMINAL CASE No. 27789 of 2024  
DILIP  
Versus  
THE STATE OF MADHYA PRADESH

Appearance:  
Shri Nitendra Vajpayee, learned counsel for the Petitioner  
Shri Virendra Khadav, learned counsel appearing on behalf of  
Advocate General.

ORDER

1] They are heard. Perused the case-diary.

2] This is the first bail application filed by the applicant under Section 483 BHARTIYA NAGRIK SURAKSHA SANHITA, 2023/Section 439 of Criminal Procedure Code, 1973, as he is implicated in connection with Crime No.121/2024 registered at Police Station Raghvi, District Ujjain (MP) for offence punishable under Sections 34(2) of the M.P. Excise Act, Section 4,6,9 of Govansh Adhiniyam and Section 11-D of the Animal Cruelty Act. The applicant is in custody since 28.6.2024.

3] The allegation against the applicant is that he was also involved in the present case wherein three cows along with 70 bulk liters of unauthorised liquor has been found from the joint possession of coaccused Krishna and Gokul and in their memorandum, stated to have brought and stored the alleged liquor from the present applicant 4] Counsel for the applicant has submitted that the applicant is implicated in the present case only on the basis of memorandum statement recorded under Section 27 of the Evidence Act of the co-accused persons Krishna and Gokul, and he has been lodged in jail since 28.6.2024 and the final NEUTRAL CITATION NO. 2024:MPHC-IND:23321 2 MCRC-27789-2024 conclusion of trial is likely to take sufficient long time. Thus, it is prayed that the application be allowed.

5] Counsel for the respondent State on the otherhand has opposed the prayer.

6] Having considered rival submissions, perusal of the case-diary, and that the applicant is lodged in jail since 28.6.2024 and the final conclusion of trial will take sufficient long time, this Court is inclined to allow the application.

7] Accordingly, without commenting anything on merits of the matter, the present application for grant of bail is allowed. The applicant is directed to be released on bail upon his furnishing a personal bond in the sum of Rs.50,000/- (Rupees fifty Thousand) with one solvent surety in the like amount to the satisfaction of the Trial Court for his appearance, as and when directed and shall also abide by the conditions enumerated under Section 437 (3) Criminal Procedure Code, 1973.

8] Accordingly, the MCRC stands allowed.

(SUBODH ABHYANKAR) JUDGE das