

Smt. Dhannubai @ Dhanno vs The State Of Madhya Pradesh on 17 January, 2025

Author: Prakash Chandra Gupta

Bench: Prakash Chandra Gupta

NEUTRAL CITATION NO. 2025:MPHC-IND:1198

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IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE
BEFORE
HON'BLE SHRI JUSTICE PRAKASH CHANDRA GUPTA
ON THE 17th OF JANUARY, 2025
MISC. CRIMINAL CASE No. 55569 of 2024
SMT. DHANNUBAI @ DHANNO
Versus
THE STATE OF MADHYA PRADESH

Appearance:
Shri Yogesh Kumar Gupta - advocate for the applicant.
Shri Viraj Godha, learned Panel Lawyer for the respon
Shri Gaureesh Dubey, learned counsel for the responde

ORDER

Heard with the aid of case diary.

This is first application filed under Section 439 of Cr.P.C./483 of BNSS, 2023 seeking regular bail by the applicant/accused, relating to FIR/Crime No.428/2024 dated (not mentioned) registered at Police Station Petlawad, District Jhabua (M.P.) for commission of offence punishable under Sections 296, 115(2), 351(2), 109 & 3(5) of the Bhartiya Nyaya Sanhita, 2023.

2. Prosecution story, in brief is that on 14.10.2024 at around 06:00 pm there was some quarrel between both the parties. Meanwhile, co-accused person Mohan & Mukesh assaulted the injured Brajbhushan by means of lathi. He sustained injuries on his head, chest, right hand and forearm. He also sustained fracture in right temporal bone, right parietal bone and nasal NEUTRAL CITATION NO. 2025:MPHC-IND:1198 2 MCRC-55569-2024 bone. As per the allegation levelled against the applicant she also assaulted the injured by means of kicks and fists. The matter was reported on the same day. During investigation, it was also reveled that the co-accused person Neelu & Nisha are also involved in the crime.

3. Learned counsel for the applicant/accused person submits that the applicant has not committed

the offence and has falsely been implicated in the case. It is submitted that the applicant is an old lady aged around 58 years. It is submitted that only omnibus allegation has been levelled against her and no specific allegation has been levelled. It is also submitted that the applicant has no criminal antecedent and she is in custody since 12.12.2024. Matter is under investigation. Conclusion of the trial will take sufficient long time for its disposal. Under these circumstances, prayer is made for grant of bail to the applicant.

4. On the other hand, learned counsel for the State as well as objector have objected the prayer and prayed for its rejection.

5. Having considered the rival submissions and after perusal of the case diary so also looking to the facts and circumstances of the case, this Court is of the view that applicant deserves to be enlarged on bail, hence, without commenting on the merits of the case, the application is allowed.

6. It is directed that applicant- Smt. Dhannubai @ Dhanno shall be released on bail on her furnishing a personal bond for a sum of Rs.50,000/- (Rupees Fifty thousand only) with a solvent surety in the like amount to the satisfaction of the concerned Court, for her appearance before the concerned Court regularly on all such dates as may be fixed in this regard during trial. It NEUTRAL CITATION NO. 2025:MPHC-IND:1198 3 MCRC-55569-2024 is further directed that applicant shall comply with the provisions of Section 480(3) of BNSS.

7. This order shall be effective till the end of trial but in case of bail jump, it shall become ineffective.

8. With the aforesaid, this applications is allowed and stands disposed of.

Certified copy, as per Rules.

(PRAKASH CHANDRA GUPTA) JUDGE VS