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MCRC-37931-2025

IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE

BEFORE

HON'BLE SHRI JUSTICE SUBODH ABHYANKAR

ON THE 4th OF SEPTEMBER, 2025

MISC. CRIMINAL CASE No. 37931 of 2025

MOHIT

Versus

THE STATE OF MADHYA PRADESH

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Appearance:

Shri Shubham Kusumkar - Advocate for the applicant.

Shri Virendra Khadav- G.A. for the State.
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ORDER

1] They are heard. Perused the case diary/challan papers.

2] This is the applicant's first bail application filed under Section 483 of Bharatiya Nagrik Suraksha Sanhita, 2023/ 439 of Criminal Procedure Code, 1973, as he / she is implicated in connection with Crime No.193/2025 registered at Police Station Barwah, District Khargone (MP) for offence punishable under Sections 137(2), 64(1), 64(2)(M) and 87 of the Bharatiya Nyaya Sanhita, 2023 and Section 5(L)/6 of POCSO Act. The applicant is in custody since 11.05.2025.

3] Allegation against the applicant is of abduction and rape.

4] Counsel for the applicant has submitted that the prosecutrix and her mother have been examined in the Trial Court, and they have not supported the case of the prosecution. It is further submitted that the age of the prosecutrix is also disputed. It is also submitted that the applicant is lodged in



jail since 11.05.2025 and the final conclusion of trial is likely to take sufficient long time. Hence, it is submitted that the bail application be allowed and he be released on bail.

5] Counsel for the respondent / State, on the other hand has opposed the prayer.

6] Having considered the rival submissions, perusal of the case diary as also the documents filed on record, and considering the fact that the final conclusion of the trial is likely to take sufficient long time and the age of the prosecutrix is also disputed, in the considered opinion of this Court, the applicant's application deserves to be allowed.

7] Accordingly, without commenting on the merits of the case, the application filed by the applicant is allowed. The applicant is directed to be released on bail upon furnishing a personal bond in the sum of Rs.25,000/- (Rupees Twenty Five Thousand) with one solvent surety of the like amount to the satisfaction of the trial Court for his/her regular appearance before the trial Court during trial with a condition that he / she shall remain present before the court concerned during trial and shall also abide by the conditions enumerated under Section 437 (3) Criminal Procedure Code, 1973.

8] M.Cr.C. stands *allowed* and *disposed of*.

Certified copy as per rules.

(SUBODH ABHYANKAR)
JUDGE