

**THE HIGH COURT OF MADHYA PRADESH**

**M.Cr.C.No.7934/2018**

**(DEVENDRA SINGH AND OTHERS VS. THE STATE OF MADHYA PRADESH)**

**JABALPUR Dated : 16.03.2018**

Shri S.K. Mishra, learned counsel for the applicants.

Shri V.S. Mishra, learned Deputy GA for the respondent/State.

Shri Jafar Khan, learned counsel for the objector.

Heard with the aid of case diary.

This is **First** application under section 438 of Cr.P.C. as the applicants apprehends their arrest in connection with Crime No.91/2018 registered at Police Station Damoh Dehat, District-Damoh (M.P.) for the offence punishable under Section 498-A/34 of IPC & 3/4 of Dowry Prohibition Act.

Learned counsel for the applicants submits that they have not committed any offence and have falsely been implicated in the offence. The complainant is living separately from the applicants from 02/12/2017 while she lodged the report on 01/02/2018. It is submitted that when applicant Devendra Singh Suman husband of the complainant gave notice to complainant, she lodged false report against the applicant and his family members. Applicants are ready to cooperate in the investigation and trial. In the event of arrest, their reputation will be ruined. Under these circumstances, applicants prays for anticipatory bail.

Learned counsel for the respondent/State as well as objector opposes the prayer and submitted that applicants used to harass the complainant, so they should not be released on anticipatory bail.

Looking to the overall facts and circumstances of the case, without expressing any view on the merits, this application is

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allowed. It is directed that in the event of arrest of applicants by the police in the aforesaid crime, applicants **Devendra Singh Suman, Nanhu Lal Ahirwal and Smt. Pushpadevi Ahirwal** shall be released on bail on their furnishing a personal bond in the sum of **Rs.50,000/- (Rupees Fifty Thousand only)** each with separate surety in the like amount to the satisfaction of the Arresting officer (Investigating Officer) for their regular appearance before the Police during the investigation or before the Court during trial.

This order will remain operative subject to compliance of the following conditions by the applicants :

1. The applicants will comply with all the terms and conditions of the bond executed by them;
2. The applicants will cooperate in the investigation/trial, as the case may be;
3. The applicants will not indulge themselves in extending inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to the Police Officer, as the case may be;
4. The applicants shall not commit an offence similar to the offence in which they are accused;
5. The applicants will not seek unnecessary adjournments during the trial; and
6. The applicants will not leave India without previous permission of the trial Court/Investigating Officer, as the case may be.

A copy of this order be sent to the concerned Station House Officer for compliance.

Certified copy as per rules.

**(Rajeev Kumar Dubey)**  
**Judge**

vs