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MCRC-3126-2026

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE PRAMOD KUMAR AGRAWAL

ON THE 11th OF MARCH, 2026MISC. CRIMINAL CASE No. 3126 of 2026*DURGESH @ DEEPAK @ LALU DHULIYA**Versus**THE STATE OF MADHYA PRADESH*

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Appearance:

*Shri Mrigendra Singh - Senior Advocate with Shri Rohit Mishra -
Advocate for applicant.*

Shri Anoop Sonkar - Dy. GA for State.

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ORDER

This is first application filed by the applicant under Section 483 of BNSS/ 439 of the Cr.P.C. for grant of regular bail relating to Crime No.267/2025, registered at Police Station - Jaithari, District Anuppur (M.P.) for commission of offence punishable under Sections 107, 64(2)(m), 64(2)(f) of BNS and Section 5(L), 6 of POCSO Act. Applicant is in detention since 19.06.2025.

2. As per the prosecution story, it is alleged that on the pretext of marriage, applicant committed sexual intercourse with the minor prosecutrix and he also abeted her to commit suicide. Therefore, aforesaid sections have been registered against the applicant.

3. Learned senior counsel for the applicant has submitted that applicant is innocent and he has been falsely implicated in this case. He is



under custody since 19.06.2025. It is also submitted that there was relations between the applicant and deceased. When brother of the deceased came to know about this fact, he assaulted the deceased, due to which she committed suicide. Learned senior counsel for applicant has drawn the attention of this Court to the affidavit of Virendra Singh who is brother-in-law of deceased. It is further submitted that conduct of the parents of deceased is also unnatural. In this regard, he has further drawn the attention of this Court to the statements of parents of the deceased recorded by the police during investigation. There is no evidence that present applicant has abeted the deceased to commit suicide. Charge-sheet has been filed. There is no criminal record of applicant. Therefore, it is prayed that the applicant may be released on bail pending the trial.

4. On the other hand, learned counsel for the State has vehemently opposed the prayer for grant of bail. It is further submitted that present applicant made physical relations with the deceased/prosecutrix on the false pretext of marriage and thereafter, he denied to marry her. DNA is also found positive.

5. Having taken into consideration all the facts and circumstances of the case, but without commenting on merit of the case, I am inclined to release the applicant on bail. Consequently, bail application under Section 483 of B.N.S.S. for grant of bail filed on behalf of applicant, stands allowed.

6. It is directed that applicant be released on bail on his furnishing a personal bond in the sum of Rs.50,000/- (**Rupees Fifty Thousand only**) with one solvent surety in the like amount to the satisfaction of the trial Court, for



his regular appearance before the trial Court during trial with a condition that he shall remain present before the concerned Court on all the dates fixed by it during trial and is directed to cooperate in trial. He shall abide by all the conditions enumerated under Section 480(3) of B.N.S.S.

7. This order shall be effective till the end of the trial. However, in case of bail jump and breach of any of the conditions of bail, it shall become ineffective.

Certified copy as per rules.

(PRAMOD KUMAR AGRAWAL)
JUDGE

Sateesh