



HIGH COURT OF CHHATTISGARH, BILASPUR

ORDER SHEET

CRMP No. 619 of 2023

1. Abhishek Pal S/o Prabhanshu Pal @ Khokan Aged About 27 Years R/o Royal Town Colony Raj Kishore Nagar Mopka, P.S. Sarkanda, Bilaspur District - Bilaspur Chhattisgarh.
2. Abha Pal W/o Prabhanshu Pal @ Khokan Aged About 57 Years R/o Royal Town Colony Raj Kishore Nagar Mopka, P.S. Sarkanda Bilaspur, District - Bilaspur Chhattisgarh.

---- **Petitioners**

Versus

1. State of Chhattisgarh through Station House Officer, Police Station Chirmiri, District - Manendragarh-Chirmiri-Bharatpur (Earlier Koriya) Chhattisgarh.
2. Manoj Dey @ Bablu S/o Late Vijay Gopal Dey Aged About 46 Years R/o Hospital Dafai, Haldibadi, Chirmiri, Police Station District Manendragarh - Chirmiri - Bharatpur, Chhattisgarh.

---- **Respondents**

11.05.2023	<p>Mr. Mateen Siddiqui, Advocate for Petitioner.</p> <p>Mr. Chitendra Sing, Panel Lawyer for Respondent-State.</p> <p>Heard.</p> <p>Learned State counsel accepts notice on behalf of respondent no. 1, hence, PF is not required to be paid for issuance of notice to this respondent. He prays for and is granted three weeks' time to file reply.</p> <p>Issue notice to respondent no. 2, on payment of process fee as per rules. Notice be made returnable within four weeks.</p> <p>Also heard on I.A. No. 01/2023, which is an application for grant of interim relief/ stay.</p> <p>Learned counsel for petitioners submits that F.I.R. is registered against the petitioners bearing Crime No. 0623/2022 for offences</p>



punishable under Section 306 of IPC. He contended that in the intervening night of 23.03.2023 and 24.03.2022 deceased Falguni Pal committed suicide by hanging. The matter was reported to concerned police station only on 18.11.2022. Marriage of deceased was fixed with some other person however before marriage could have taken place father of the to be husband died and therefore it was postponed. He also contended that in the entire charge-sheet except seizure of notebook (copy) which was seized on 18.04.2022 after more than about 05 months of the date of registration of F.I.R. there is no material to connect the petitioner in the alleged offence. He also contended that in the charge-sheet expert report is also not enclosed.

Learned counsel for respondent-State submits that according to the seizure memo copy of suicide note which is written in the hand writing of deceased in which there are some allegations against the petitioner and his mother. He also pointed out that in the charge-sheet there is statement of mother of deceased under Section 161 of CrPC alleging that petitioner has threatened the deceased on the mobile phone of her mother.

Considering the above submission of learned counsel for respective parties, purely as an interim measure, it is directed that further proceedings in Sessions Trial No.17 of 2023 pending before learned First Additional Sessions Judge, Manendragarh, District- Korea shall remain stayed till the next date of hearing.

List this case after four weeks.

Sd/-
(Parth Prateem Sahu)
JUDGE