

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 817 OF 2020
(Arising out of SLP(Crl.)No. 5220 of 2020)

NARAYAN

Appellant (s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

O R D E R

Leave granted.

This appeal takes exception to the judgment and order dated 13.08.2020 passed by the High Court of Madhya Pradesh at Jabalpur in MCRC No. 24408 of 2020, refusing to grant bail to the appellant in connection with FIR No. 95/2019 registered at PS GRP Khandwa, District-Khandwa, Madhya Pradesh.

Heard learned counsel for the parties.

As the co-accused has already been released on bail by this Court, on parity, we direct release of the appellant (Narayan) on bail on the same terms and conditions and further conditions, as may be imposed by the Trial Court in connection with Criminal Case No. 610 of 2019 arising from FIR No. 95/2019 registered at PS GRP

Khandwa, District-Khandwa, Madhya Pradesh.

The trial Court may consider the apprehension of the prosecution that the appellant is likely to abscond after being released on bail. That apprehension can be suitably taken care of by the Trial Court by imposing strict conditions including for personal appearance of the appellant before the Investigating Officer or the Court, as may be advised and necessary.

As a result, we set aside the impugned order passed by the High Court. The appeal succeeds in the above terms.

Pending applications, if any, stand disposed of.

.....J
(A.M. KHANWILKAR)

.....J
(AJAY RASTOGI)

New Delhi
November 26, 2020

