

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL Nos. 315-316 OF 2020  
[@ Special Leave to Appeal (CrI.) No(s). 10763-10764/2019]

ASHA DEVI

Appellant (s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

O R D E R

Leave granted.

We have heard learned counsel for the parties.

These appeals have been filed against the judgment and order dated 06.09.2019 passed by the High Court in M.Cr.C. No. 31550 of 2019 seeking bail under Section 439 of the Code of Criminal Procedure, whereby the High Court allowed the application on certain conditions.

Aggrieved by the first and third conditions, the appellant has come up in these appeals. First and third conditions read as follows:

“(i) The Collector is directed to deposit the amount of Rs.3,84,000/- before the trial court.

(iii) The amount so deposited by the Collector shall be released in favour of the complainant within a period of two weeks.”

The submission of learned counsel for the appellant is that while considering the bail application of other two co-accused, the High Court has directed for deposit of Rs.2,00,000/- and Rs.1,84,000/- respectively in the applications of Mangal Singh and

Jitendra. It is further submitted that the aforesaid amount has already been deposited as per the order of the High Court passed therein. He submits in view of the aforesaid deposits being made, the condition Nos. (i) and (iii) were unnecessary and ought not to have been included.

Learned counsel for the State does not dispute with regard to bail application of other two co-accused in which the direction was issued for deposit of Rs.2,00,000/- and Rs.1,84,000/-.

We are of the view that the appellant has made out a case of deleting the conditions from the impugned order dated 06.09.2019 passed by the High Court. We do so accordingly. The appellant shall be released on bail on furnishing a personal bond of Rs.50,000/- with one surety of a like amount.

The criminal appeals stand disposed of. Pending application, if any, stands disposed of.

.....J.  
[ASHOK BHUSHAN]

.....J.  
[MOHAN M. SHANTANAGOUDAR]

NEW DELHI;  
February 18, 2020.

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 10763-10764/2019

(Arising out of impugned final judgment and order dated 06-09-2019 in MCRC No. 31550/2019 and order dated 04-10-2019 in MCRC No. 41545/2019 passed by the High Court Of M.P At Indore)

ASHA DEVI

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

( IA No. 180440/2019 - EXEMPTION FROM FILING O.T. and IA No. 180439/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 18-02-2020 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ASHOK BHUSHAN  
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Mr. Arjun Garg, AOR  
Mr. Devansh Srivastava, Adv.

For Respondent(s) Mr. Harsh Parashar, AOR  
Ms. Tanvi Bhatnagar, Adv.

UPON hearing the counsel the Court made the following

## O R D E R

Leave granted.

The criminal appeals are disposed of in terms of the signed order.

Pending application, if any, stands disposed of.

(MEENAKSHI KOHLI)  
AR-CUM-PS

(RENU KAPOOR)  
COURT MASTER

[Signed order is placed on the file]