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CRA-6088-2025

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE ACHAL KUMAR PALIWAL

ON THE 11th OF JULY, 2025CRIMINAL APPEAL No. 6088 of 2025*DHARMENDRA GUPTA**Versus**THE STATE OF MADHYA PRADESH AND OTHERS*

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Appearance:

Shri Pramod Singh Tomar - Advocate for the appellant.

Shri Tapan Bathre - P.L. appearing on behalf of respondent/State.

Ms.Pranjal Tiwari - Advocate for Objector.

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ORDER

This criminal appeal has been filed under Section 14-A (1) of the SC/ST (Prevention of Atrocities) Act, 1989.

2. Appellant is apprehending his arrest in connection with connection with Crime No.119/2025 registered at Police Station Makroniya, District-Sagar for the offences punishable under Sections 108, 3(5) of BNS and Section 3(2)(5) of SC/ST (PA) Act and Sections 3 & 4 of M.P.Protection of Categories Act.

3 . Prosecution story in brief is that deceased had taken a loan of Rs.50,000/- from co-accused Rakesh Gupta and deceased has repaid the same along with interest at the rate of 15%. But still he was demanding a sum of Rs.30,000/-. On account of aforesaid money of Rs.30,000/-, appellant and co-accused persons repeatedly harassed deceased. On account of which,



deceased committed suicide.

4. Learned counsel for the appellant submits that in the instant case, in suicide note, name of present appellant is not mentioned but in suicide note, name of Rakesh Gupta and his father is mentioned and one Raj Gupta is mentioned. Name of present appellant i.e. Dharmandra Gupta is not mentioned in the suicide note. It is also urged that complainant party themselves has filed application along with affidavit to the effect that present appellant was having no business transaction or any sort of transaction with deceased. He has been falsely implicated in the case. On above grounds, it is urged that appellant be released on anticipatory bail.

5. On the other hand, learned counsel for the State has opposed grant of bail.

6. Learned counsel for the Objector submits that he has no objection, if appellant is released on bail.

7. Having regard to facts mentioned in the suicide note, *prima facie* no case under Section SC/ST (PA) Act is made out. Further, in view of factual matrix of the case as well as evidence available on record pertaining to appellant role in the incident, I am inclined to release the appellant on anticipatory bail. Consequently, this appeal stands **allowed**.

8. It is directed that **appellant** be released on bail on his furnishing a personal bond in the sum of Rs.15,000/- (**Rupees Fifteen 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. He shall abide by all the conditions enumerated under Section 480(3) of Bharatiya Nagarik Suraksha Sanhita, 2023.

9. 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.

10. Certified copy as per rules.

(ACHAL KUMAR PALIWAL)
JUDGE

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