

BEFORE HONBLE HIGH COURT OF MADHYA PRADESH

PRINCIPLE SEAT AT JABALPUR

M.Cr.C. no...../2022

APPLICANT :- Amit Kewat

Versus

RESPONDENT:- The State of MP. And others

Index

S.no.	Particular	Annexure	Pages
01	Application, with Affidavit & list of documents	Nil	01-
02	Copy of FIR	A1	
03	Copy of order	A2	
04	Copy Of statement	A3	
05	Vakalatnama	Nil	

Jabalpur

Date 15/12/2022

Om Shankar Pandey

Counsel for the applicant

BEFORE HONBLE HIGH COURT OF MADHYA PRADESH

PRINCIPLE SEAT AT JABALPUR

M.Cr.C. no...../2022

APPLICANT :-

Amit Kewat S/O Shri Jagdish Prasad Kewat
aged about 22 yrs R/O Shanta Mata Mandir ke
Pas New Kanchan Pur Adhartal Jabalpur M.P.
(Occupation retired employee)

Versus

RESPONDENTs:-

1. The State of MP.
(through PS Adhartal Jabalpur
2. Prosecutrix (Victim A)

SC case no. 129/2021 fixed on 06/01/2023

Court name - Smt Varsha Dinker Special Judge POSCO Jabalpur

Crime no - 1037/2021

Offence - 363, 376(2)(n) of the IPC, 7, 8, 51, 6 Pocso Act

Application Under Section 482 of the code of
Criminal Procedure

Above said applicant begs to submit as under :-

1. FACT OF THE CASE :-

- 1.1 That the PS Adhartal Jabalpur has registered the crime no. 1037/2021, under section 363, 376(2)(n) of the IPC, 7, 8, 51, 6 Pocso Act against the applicant and his family member. Copy of the FIR is filed herewith as Annexure A1

- 1.2 That the complainant has filed compromise application before court below but same was dismissed by the trial court, whereas the prosecutrix has got married with the applicant. Copy of the order sheet is filed as Annexure A2
- 1.3 That the applicant is having nothing to do with the alleged crime but under malafide intention he has been falsely implicated in the case whereas parties are residing separately & they are enjoying the life with peacefully whereas prosecutrix has deposed before court below that she is major and no rape committed . copy of statement
- 1.4 That the trial would takes time for final hearing, and the matter is of compromise because the pendency of the cases of this types are unnecessary pending before courts.
2. Grounds, numbered serially:
 - 2.1 That the parties of the case has got marriage and become husband and wife but there is a Honble Supreme court Guidelines in compromise matter, whereas in this matter the prosecutrix turned hostile but due to no provision in the case mentioned above this application is filed.
 - 2.2 That the procseturix do not want to continue the case and also given the statement before court below but due to FSL and DNA makes trouble for acquittal and if the accused punished than the life of the prosecutrix will be in trouble.
 - 2.3 That in the interest of justice kindly allows the application and the prayer which was mentioned below is without coercion and undue influence.

Prayer

I t is therefore prayed that this Hon'ble court may be pleased to quash the FIR crime no 1037/2021 of the PS Adhartal Jabalpur MP and case of Session Trial i.e. SC 129/2021 pending before Smt Barkha Dinkar Special Judge Jabalpur MP and also direct to delete e in the interest of Justice.

Jabalpur

Om Shankar Pandey

Dated 15/12/2022

Counsel for the applicant

BEFORE HONBLE HIGH COURT OF MADHYA PRADESH

PRINCIPLE SEAT AT JABALPUR

MCRC No. /2022

Applicant: - Amit Kewat

VERSUS

Non applicant: - The State OF MP and others

Affidavit

I Amit Kewat S/O Shri Jagdish Prasad Kewat aged about 22 yrs R/O Shanta Mata Mandir ke Pas New Kanchanpur Adhartal Jabalpur M.P. (Occupation retired employee). do hereby take oath and state as under:-

1. That, under my instruction the application under section 482 of the Cr.PC have been drafted by my counsel Shri Om Shankar Pandey Advocate I have read it and understood carefully in hindi which is true and correct and given authority to my counsel and his Associates Advocate to appear and argue on the bail on behalf before this Hon'ble court.

DEPONENT

VERIFICATION

I, Deponent do hereby verified at Jabalpur that the contents of the affidavit from paras 1 to 3 is true to my best knowledge and belief.

Jabalpur

Date 15/12/2022

DEPONENT

BEFORE HONBLE HIGH COURT OF MADHYA PRADESH

PRINCIPLE SEAT AT JABALPUR

M.Cr.C. no. /2022

Applicant. – Amit Kewat

VERSUS

Non applicant. – The State OF MP and others

List of Documents

S no.	Particular	Annexure	pages
01	Copy of FIR	A1	
02	Copy of order	A2	
03	Copy Of statement	A3	
04	Vakalatnama	Nil	

Jabalpur

Om Shankar Pandey

Dated 15/12/2022

Counsel for the applicant

