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MCRC-12028-2025

IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE

BEFORE

HON'BLE SHRI JUSTICE PREM NARAYAN SINGH

ON THE 23<sup>rd</sup> OF APRIL, 2025MISC. CRIMINAL CASE No. 12028 of 2025*JITENDRA PATIDAR**Versus**THE STATE OF MADHYA PRADESH*

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Appearance:

*Shri Himanshu Thakur, Advocate for the applicant.*

*Shri Jayesh Yadav, Dy. Government Advocate for the non-applicant/State.*

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ORDER

Heard with the aid of case diary.

This is second application filed u/S 483 of BNSS, 2023 on behalf of applicant seeking temporary bail, who is in custody since 15.10.2024 in relation to FIR/Crime No.359/2024 dated (not mentioned) registered at Police Station Bhanpura, District Mandsaur (MP) for offence punishable u/S 8/15 of the NDPS Act.

2. His first application seeking temporary bail on the ground of ailment of his wife was dismissed vide order dated 19.02.2025 passed in MCRC No.7889/2025.

3. Learned counsel for the applicant has submitted that the applicant has sought temporary bail on the ground that wife of the applicant is suffering from abdominal disease and as per doctor's advise, she has been referred to higher centre for Gastro Surgeon. The application is duly supported by medical



documents and applicant being husband, his presence is necessary to look after his wife during treatment. Applicant is ready to furnish cash security of Rs.1,00,000/- Therefore, counsel prayed that the applicant be enlarged on temporary bail for two months.

4. Learned counsel for the State has opposed the prayer but fairly admits that factum of ailment of wife of the applicant has been verified.

5. Having considered the rival submissions and looking to the facts and circumstances of the case and the fact that applicant is ready to deposit cash security of Rs.1,00,000/-, this Court is inclined to allow the present temporary bail application for a period of 45 days from the date of his release.

6. It is directed that the applicant be enlarged on temporary bail for 45 (forty five) days from the date of his release upon his furnishing cash security of Rs.1,00,000/- (Rupees One lac only) as well as personal bond in the sum of Rs.1,00,000/- (Rupees One lac only) with two separate sureties of Rs.50,000/- (Rupees Fifty thousand only) to the satisfaction of the Trial Court, for his 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 BNSS.

7. It is made clear that after having been completed the aforesaid period, the applicant may surrender before the Trial Court, failing which the concerned Trial Court is having liberty to arrest the applicant in accordance with law.

8. On being surrender after completion of the aforesaid period, the amount of cash security of Rs.1,00,000/- shall be returned to the applicant.



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9. With the aforesaid, this application is allowed and stands disposed of.

Certified copy, as per Rules.

(PREM NARAYAN SINGH)  
JUDGE

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