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MCRC-20228-2025

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE AVANINDRA KUMAR SINGH

ON THE 12th OF JUNE, 2025MISC. CRIMINAL CASE No. 20228 of 2025*DR. NASHEEM BANO**Versus**THE STATE OF MADHYA PRADESH*

Appearance:

Shri Manish Datt - Senior Advocate with Shri Eshaan Datt - Advocate for the applicant.

Shri Ravindra Shukla - Govt. Advocate for respondent/State.

ORDER

This is first bail application filed by the applicant under Section 483 of Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail relating to FIR/Crime No.275/2025 registered at Police Station-Dindori, District-Dindori (M.P.) for the offences punishable under Sections 196, 299 and 353(2) of B.N.S., 2023. It is submitted that against applicant - accused Dr. Nasheem Bano who is in jail since 28.04.2025, the trial Court has rejected bail application on 30.04.2025.

2. Learned senior counsel appearing for the applicant submits that as per prosecution story, the complainant Deependra Jogi has lodged a report before Police Station Dindori to the effect that the present applicant, who is working as Guest Faculty at Government Model College, Dindori, had circulated certain post in her WhatsApp Group which was intended to outrage religious feelings of another community and has also circulated one video under the head of Naya Ravan. On the basis of aforesaid allegation, the police of Police Station Dindori, District Dindori registered a crime bearing Crime No.275/2025 for the offences



punishable under Sections 299 of B.N.S., 2023 and also under Section 196 and 353(2) of B.N.S., 2023. It is further submitted that applicant is an educated woman and there was no intention to hurt any religious sentiment of any community, therefore, she may be enlarged on bail. Learned senior counsel appearing for applicant relied upon the judgments passed by Apex Court in the cases of *Armesh Kumar Vs. State of Bihar and another; 2014 (8) SCC 273*, *State of Kerala Vs. Raneef (2011) 1 SCC 784*, *Rajoo and others Vs. State of M.P.; CRA No.1094-1098/2000* and also in cases of *Seema Singh Vs. Central Bureau of Investigation and another, AIR 2018 SC 2161*, *Nimeon Sangma and others Vs. Home Secy., Govt. of Meghalaya and others; AIR 1979 SC 1518*.

3. On the other hand learned Government Advocate appearing for State opposed the bail application on the ground that applicant has deliberately forwarded WhatsApp messages and video to hurt religious sentiment of the community, but very fairly submits that no other crime is recorded against the present applicant.

4. Heard the counsel for the parties and perused the case diary.

5. Prima facie at the outset it can very safely said that an educated persons and persons, who are holding post of Guest Faculty in the College had greater responsibility to forward WhatsApp messages, but simply on the ground of forwarding messages, video which may hurt the religious sentiment of community, a person cannot be indefinitely kept in jail. The present applicant is in jail since 28.04.2025.

6. Considering aforesaid facts and circumstances of the case, this Court deems it appropriate to enlarge the applicant on bail, therefore, without



commenting on merits of the case, the application is **allowed**.

7. It is directed that **applicant-Dr. Nasheem Bano** shall be released on bail on her furnishing a personal bond in a sum of **Rs.50,000/- (Rupees Fifty Thousand Only)** with one solvent surety in the like amount to the satisfaction of the trial Court concerned for her appearance before the said Court on all such dates as may be fixed by that Court in this regard during the pendency of trial.

8. The applicant shall also abide by the following conditions of Section 480(3) B.N.S.S. as under:-

(a) that such person shall abide by the conditions of the bond executed under this Chapter;

(b) that such person shall not commit any offence similar to the offence of which he is accused, or suspected of the commission of which he is suspected and;

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

9. Accordingly, the M.Cr.C. stands **disposed of**.

C.C. as per rules.

(AVANINDRA KUMAR SINGH)
V. JUDGE

sp/-