

Court No. - 64

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 47263 of 2021

Applicant :- Dr. Rahul

Opposite Party :- State of U.P.

Counsel for Applicant :- Nipun Singh, A.K. Mishra, Abhishe Pandey, Anand Kumar, Gulab Anand, Ishank, Mayank Yadav, Sunil Vashisth, Vivek Chaubey, Vivek Kumar Singh

Counsel for Opposite Party :- G.A., Akhilesh Srivastava, Bratendra Singh, Saksham Srivastava

Hon'ble Siddharth, J.

1. Heard Sri S.S. Tripathi, Advocate, holding brief of Sri Gulab Anand, learned counsel for the applicant; Sri Saksham Srivastava, learned counsel for informant as well as the learned AGA for the State and perused the material placed on record.

2. Counter-affidavit filed today is taken on record.

3. The instant bail application has been filed on behalf of the applicant, Dr. Rahul, with a prayer to release him on bail in **Case Crime No. 196 of 2021, under Sections- 302, 201 IPC, Police Station- Naraura, District- Bulandshahr**, during pendency of trial.

4. There is allegation against the applicant of causing murder of his wife by way of strangulation.

5. Learned counsel for the applicant has submitted that it is a case of false implication. The applicant has been falsely implicated in this case. He has no criminal history to his credit and is languishing in jail since 29.06.2021. The trial in the aforesaid case is not likely to be concluded in near future.

6. Per contra learned A.G.A. has opposed the prayer for bail of the applicant by contending that the innocence of the applicant cannot be adjudged at pre-trial stage, therefore, he does not deserves any indulgence. In case the applicant is released on bail, she will again indulge in similar activities and will misuse the liberty of bail.

7. This Court after hearing the learned counsels for the parties does

not finds any ground for enlarging the applicant on bail at this stage.

8. The bail application is accordingly, **rejected**.

9. The trial court is directed to conclude the trial against the applicant as expeditiously as possible, preferable within a period of one year from the date of production of certified copy of this order.

10. **Registrar(Compliance) is directed to communicate this order to the concerned court below within ten days.**

Order Date :- 6.12.2023

Abhishek