

Court No. - 8

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 2570 of 2023

Applicant :- Ravi Singh

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lucknow

Counsel for Applicant :- Nitin Singh, Chandra Bhanu Singh

Counsel for Opposite Party :- G.A.

Hon'ble Dinesh Kumar Singh, J.

1. Heard learned counsel for the accused-applicant, as well as Mr. Bhanu Pratap Singh, learned Additional Government Advocate for the State, ***on this 2nd application for bail***, and gone through the entire record.

2. By means of this application under Section 439 CrPC, the accused-applicant seeks bail in FIR No.0151 of 2020, under Sections 302, 201, 394 and 411 IPC lodged at Police Station Mahrajganj, District Raebareli.

3. The earlier bail application of the accused-applicant, being Criminal Misc. Bail Application No.6333 of 2021, is said to have been rejected by this Court vide order dated 25.05.2022, which reads as under:-

"1. Heard learned counsel for the parties and gone through the entire record.

2. By means of this application under Section 439 CrPC, the accused-applicant seeks bail in FIR No.0151 of 2020, under Sections 302, 201, 394 and 411 IPC lodged at Police Station Maharajganj, District Raebareli.

3. Allegation against the accused-applicant and co-accused is that they hired Bolero vehicle of the deceased, bearing Registration No.UP33-BJ/9726; thereafter, they killed him and stole his vehicle and belongings; postmortem report suggest the following antemortem injuries on body of the deceased and cause of death was found to be shock and hemorrhage:-

i. a lacerated wound of size 19x8cm present on Lt side of neck, margins are irregular, muscle deep, major blood vessels injured, trachea lacerated;

ii. abrasion of size 1x.5cm present on dorsal aspect of middle at Lt index finger;

iii. mud and gross present all over the body.

4. From possession of the accused-applicant mobile of the deceased

and Bolero vehicle were recovered. The accused were travelling in the said vehicle of the deceased and the police to trace out their location, put phone number of the deceased in surveillance.

5. Considering heinousness of the offence in which an innocent person was killed in a gruesome manner alleged by the accused-applicant and co-accused, vehicle and other belongings of the deceased were stolen, and the accused were allegedly arrested with vehicle and belongings of the deceased in police encounter, this Court does not find it a case for bail.

6. Rejected.

7. However, considering the fact that the accused-applicant has been languishing in jail since 09.07.2020, trial Court shall make every endeavour to expedite the trial and conclude the same at an early date.

8. Let a certified copy of this order be submitted/served upon the trial Court on behalf of the accused-applicant."

4. I find no new/fresh ground to enlarge the accused-applicant on bail. Therefore, the bail plea is hereby **refused**, and the application is **rejected**.

[D.K. SINGH, J.]

Order Date :- 6.7.2023
MVS/-