

Court No. - 16

Case :- CRIMINAL MISC. BAIL CANCELLATION
APPLICATION No. - 146 of 2022

Applicant :- Siraj Khan

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lko.
And Another

Counsel for Applicant :- Indu Prakash Singh

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Indu Prakash Singh, the learned counsel for the applicant and Sri Anant Pratap Singh, the learned AGA for the State.
2. This is an application seeking cancellation of order dated 17.08.2022 passed by the Sessions Judge, Bahraich granting bail to the opposite party no. 2. The bail order mentions age of the opposite party no. 2 to be 67 years whereas the applicant claims that she is aged merely 50 years.
3. The cancellation has been sought on the ground that the applicant is being threatened after grant of bail to the opposite party no. 2. However, a copy of the FIR No. 500 of 2022 lodged in this regard indicates that the opposite party no. 2 is not an accused in the aforesaid FIR. Although the FIR alleges that the informant had been beaten up by two persons named in that FIR as accused, the applicant had not suffered any injury in that incident.
4. In view of the aforesaid facts, as there is no allegation of threatening by the opposite party no. 2, no case is made out for cancelling the order granting bail to the opposite party no. 2.
5. The application is accordingly ***rejected***.
6. So far as the prayer of learned counsel for the applicant for expediting the trial is concerned, the applicant is free to file a suitable application in this regard before the trial court.

Order Date :- 15.12.2023

Pradeep/-