

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5276 of 2015

Narad Tiwari @ Narendra Tiwari S/o Late Hiralal Tiwari Aged About 40 Years R/o Chakarbhatha Camp, Ward No. 8, Police Station Chakarbhatha, District Bilaspur Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through Station House Officer, Police Station Koni, District Bilaspur Chhattisgarh.

---- Respondent

Shri Sushil Dubey, counsel for the applicant/s.
Shri D.R.Minj, Dy.G.A. for the State.

Order On Board

13/10/2015

This is fourth application for grant of bail.

The applicant has been arrested on 13/06/14 in connection with Crime No.90/14 registered at Police Station – Koni, District – Bilaspur (CG) for alleged commission of offences under Section 420, 467, 468, 471, 472/34 of IPC.

2. The applicant is praying for grant of bail only on the ground of delay in trial and his long detention of more than 1 year and 4 months by now.

3. Learned counsel for the applicant submits that the trial is proceeding with snail pace. Till now, only six witnesses have been examined. It is submitted that the trial is not likely to conclude early and further detention of the applicant is not necessary.

4. On the other hand, learned State counsel opposes bail application and submits that looking to the nature of allegations and gravity and that the other accused is still absconding, applicant's release may affect the trial.

5. Taking into consideration the submission of learned counsel for the parties, particularly taking into consideration the long detention of more than one year and

four months and that trial is not likely to conclude early, the application is allowed.

6. It is directed that the applicant shall be released on bail on furnishing a personal bond of Rs.25,000/- along with two local sureties for the like amount to the satisfaction of the Trial Court. He shall appear before the Trial Court regularly on each and every date, unless exempted from appearance.

Certified copy as per rules.

Sd/-

Manindra Mohan Shrivastava
Judge