

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE JURISDICTION
CRIMINAL BAILAPPLICATION NO. 2244 OF 2014

Raju @ Niyamat Samiulla Shaikh

.....Applicant

V/s.

The State of Maharashtra

....Respondent

Mr. Nitesh S. Nevshe appointed for Applicant
Mr. J. H. Ramugade APP for the State.

CORAM : SMT. SADHANA S. JADHAV, J.
DATED : JANUARY 9, 2015

PC :

1) Report is received from Assitant Sessions Judge, Alibag dated 19/12/2014. It is reported that present applicant happens to be original accused no. 10 in Sessions Case No. 62 of 2011. Accused nos. 1, 3, 5, 7 & 8 are on bail. Original accused nos. 2, 4, 6, 9 & 10 are under trial prisoners. Nonailable warrant has been issued against original accused no. 1. Prosecution has examined six witnesses. Case is part heard.

2) In view of this, it would not be appropriate to consider the application for bail under section 439 of Code of Criminal Procedure, 1973.

3) Learned counsel appointed for the applicant has requested to expedite the trial, however, it would not be possible since some of the accused are not attending the hearing of the Sessions Case regularly.

4) Learned counsel appointed for the applicant has put in the best of efforts to espouse the cause of the applicant. His professional fees are quantified to the tune of Rs. 1000/- to be paid to him within 3 months from today.

Application stands dismissed.

(SMT. SADHANA S. JADHAV, J.)