

THE HON'BLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.9122 OF 2015

ORDER:

This petition is filed by the petitioner-A6 under Sections 437 and 439 Cr.P.C., seeking to grant bail to him in S.C.No.157 of 2011 on the file of the II Additional Metropolitan Sessions Judge, Hyderabad.

The petitioner is alleged to have committed the offence punishable under Sections 120-B, 302, 307, 121, 121(A), 122, 124-A, 465, 468 & 474 r/w 34 IPC; Sections 25 & 27 of the Arms Act and Section 13(1)(a)(b), 16, 18 and 20 of Unlawful Activities (Prevention) Act, 1967.

On 30.9.2015, this Court directed the Registry to get report from the II Additional Metropolitan Sessions Judge, Nampally, Hyderabad as to the witnesses so far examined and the number of remaining witnesses to be examined and the probable date of conclusion of the examination of the witnesses concerned. In pursuance of the said directions, the Registry called for the report.

It is stated in the report that the case will be disposed of within one or two months. Taking into consideration the present stage of the case, this Court is of the view that grant of bail at this stage would certainly cause prejudice to further proceedings before the trial Court.

But in any event, taking into consideration the submissions made by the learned Public Prosecutor, the trial Court is directed to conclude the trial within a period of one month. If the defence Counsel fails to co-operate for cross-examination of the witnesses concerned, it is left open to the trial Court to proceed further. If the trial Court fails to conclude the trial within one month, the petitioner is at liberty to move an application before this Court.

Accordingly, the Criminal Petition is disposed of.

JUSTICE RAJA ELANGO

Dated: 26.10.2015

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