

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

Cr.M.P. No. 660 of 2016

Rahul Bhutda S/o Sohanlal Bhutda Aged About 26 Years R/o
Karhibhadar, Police Station Balod, District Balod, Chhattisgarh.

---- Petitioner

Versus

State Of Chhattisgarh Through The Station House Officer, Police Station
Gurur, District Balod, Chhattisgarh.

.... Respondent

For Petitioner	:	Mr. B.P. Singh, Advocate.
For Respondent-State	:	Mr. Anupam Dubey, Dy. Government Advocate

Hon'ble Shri Justice P. Sam Koshy

Order on Board

01.07.2016

1. The present Petition under Section 482 of Cr.P.C. has been preferred seeking relief from this Court exercising power under Section 437(6) Cr.P.C. and release the present Petitioner on bail.
2. The facts in brief are that the Petitioner was arrested on 22.12.2015 against the offence punishable under Section 420 of the I.P.C.. After investigation the matter was put to trial before the Chief Judicial Magistrate, Balod and the trial Court vide order dated 26.02.2016 framed charges under Section 420 against the Petitioner and fixed the case for evidence on 15.03.2016.
3. Learned Counsel for the Petitioner fairly admits that on the said date when the matter was listed for evidence on 15.03.2016 evidence of 5 witnesses out of 10 witnesses cited by the prosecution has been examined.
4. This very fact is sufficient to justify the action on part of the Court below in rejecting the application under Section 437(6) of Cr.P.C. in

arriving at the conclusion that there is no reason to believe that the trial is proceeding at a slow pace.

5. For the above stated facts and circumstances no good case is made out for invoking the extra ordinary power conferred under Section 482 of Cr.P.C.

6. Accordingly, the present Cr.M.P. being devoid of merit is dismissed.

Sd/-

(P. Sam Koshy)
Judge