

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C.No.6807 of 2015**

Haidar Ali, aged about 48 years, son of Late Imadad Ali, resident of Mohalla Kolabadi, P.S. City Kotwali, Rajnandgaon, Civil and Revenue Distt.Rajnandgaon (CG)

---Applicant

Versus

The State of Chhattisgarh, Through-the Station House Officer, Police Station-City Kotwali, Rajnandgaon, Civil and Rev. Distt.Rajnandgaon (CG)

---Non-applicant

For Applicant	:	Mr. M.K.Bhaduri, Advocate
For Non-applicant	:	Mr. Ajit Singh, Panel Lawyer

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

22/01/2016

1. This is the second bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant who has been arrested in connection with Crime No.908/2014, registered at Police Station-City Kotwali, District-Rajnandgaon (C.G.), for the offence punishable under Sections 393, 395 & 398/34 of the IPC and Sections 25 & 27 of the Arms Act.
2. This is second bail application. First bail application of the applicant has been dismissed as withdrawn.
3. Learned counsel for the applicant would submit that the applicant has not committed any offence and he has falsely been implicated in crime in question. He would further submit that out of 14 listed witnesses, 10 witnesses have already been examined and as such, case of the applicant is fit for grant of bail.
4. On the other hand, learned counsel for the State would oppose the

bail application.

5. I have heard learned counsel appearing for the parties and perused the case diary.

6. Taking into consideration the facts and circumstances of the case; further taking into consideration the nature and gravity of offence; role of the present applicant and statements of the witnesses, this Court is of the opinion that present is not a fit case, in which, the applicant should be enlarged on regular bail.

7. Accordingly, second bail application filed under Section 439 of the Cr.P.C. is rejected. However, the trial Court is directed to expedite the trial and conclude the same as early as possible preferably within a period of three months from the date of receipt/production of certified copy of this order.

8. Certified copy as per rules.

Sd/-

(Sanjay K. Agrawal)
JUDGE

B/-