

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5198 of 2017

Satyawan Choudhary S/o Shri Motiram Choudhary, Aged About 24 Years
R/o Village Banpur, Police Station- Lalganj, District Basti, Uttar Pradesh.

---- Applicant

Versus

State Of Chhattisgarh Through Station House Officer, Police Station-
Gariyaband District Gariyaband, Chhattisgarh.

---- Respondent

For Applicant	:	Shri Wasim Miyan, Advocate
For State	:	Shri Manish Nigam, Panel Lawyer

S.B. Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

09/08/2017

Heard.

1. This is the third bail application by the applicant. Earlier applications were rejected by this Court on 3.2.2017 and 18.5.2017 upon consideration of material on record of the case diary.
2. Learned counsel for the applicant submits that this bail application has been repeated on two grounds, firstly on the ground of long detention of the applicant since 5th October 2016 and secondly that the prosecutrix has been examined and she has clearly admitted regarding affair between the parties and that in the changed circumstances, the family of the applicant and the prosecutrix have decided to solemnize the marriage of the applicant with the prosecutrix.

3. On the other hand, learned counsel for the State submits that this Court had earlier rejected the bail application on merits on more than one occasions. Therefore, looking to the nature of allegation and the offence alleged, the applicant is not entitled to grant of bail.
4. Having considered the submission made by learned counsel for the parties, taking into consideration that earlier, the application was considered and rejected on merits, under the circumstances as pointed out now, I am not inclined to grant bail to the applicant. However, considering that the applicant is in jail since 5.10.2016 and that he is entitled to speedy trial, the trial Court is directed to expedite the trial. It shall not grant unnecessary adjournment to any of the parties and shall conclude the trial within a period of 4 months.

Sd/-
(Manindra Mohan Shrivastava)
Judge