

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL BAIL APPLICATION NO. 873 OF 2016

Mr. Naresh Balaram Bhagat	... Applicant
V/s.	
The State of Maharashtra	... Respondent

...

Mr. Nilesch Pandey for the applicant.

Mr. J. S. Lohakare, APP for the State.

Mr. S. K. Nayar, HC Mumbai Police Station, Thane City present.

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CORAM : SMT. SADHANA S. JADHAV, J.

DATE : 10th FEBRUARY, 2017.

P.C. :

. Learned APP has submitted that in the present case i.e. in Session Case No.357 of 2015 pending before the Session Court at Thane. The Court has recorded substantive evidence of one witness. Learned Counsel for the applicant vehemently submits that there is delay in proceeding with the trial as the First witness was partly examined in February, 2016, however, no progress in the trial. At this stage, it would not be possible to ascertain as to why the trial Court has not proceeded further. The learned Session Judge, Thane shall make an endeavour to conclude recording of evidence as far as possible, without giving unwarranted adjournment to the prosecution and shall also ensure that the accused is produced before Court on each and every date. Learned Counsel for the applicant also submits that the applicant is of 58 years old and is a heart patient, in case of emergency or if so required the applicant be given proper treatment at the hospital by the Jail authority.

2. The application is disposed of.
3. The learned Session Judge, conclude the recording of evidence as far as possible within five months from today.

(SMT. SADHANA S. JADHAV, J.)