

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

CRIMINAL BAIL APPLICATION NO. 1236 OF 2016

Saddam Ali Shabbir Ali Shaikh.	... Applicant.
Versus	
The State of Maharashtra.	... Respondent.

Mr. Parth Singh i/b. Mr. Vibhuti Desai & Darshan Tripathi, advocate
for Applicant.

Mrs. P.P. Shinde, APP for State.

**CORAM : SMT. SADHANA S. JADHAV, J
DATE : FEBRUARY 17, 2017**

P.C.:

1 The learned APP upon instructions submits that in Sessions Case No. 101 of 2015 charge is framed on 8/12/2015 and till today the learned Sessions Court, Vasai has recorded substantive evidence of as many as five witnesses. In the midst of the trial, it would not be appropriate to consider the application under section 439 of the Code of Criminal Procedure, 1973.

2 The learned Sessions Court, Vasai seized with the Sessions Case No. 101 of 2015 shall ensure that the accused is produced before the Court on every stipulated date and shall not give unwarranted adjournment to the prosecution.

3 The application stands dismissed and disposed of accordingly.

(SMT. SADHANA S. JADHAV, J)