IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL MISC.APPLICATION NO. 19870 of 2020

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DEVRAJBHAI @ DEVA HAKABHAI MALAKIYA

Versus

STATE OF GUJARAT

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Appearance:
MR. NIPUL H GONDALIA(6894) for the Applicant(s) No. 1
for the Respondent(s) No. 2
MS METHLI MEHTA, APP (2) for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE R.P.DHOLARIA**

Date : 24/12/2020

ORAL ORDER

[1] Rule. Learned Additional Public Prosecutor waives service of rule on behalf of respondent State.

[2] The present applicant who is facing trial of commission of offence of murder has moved the application seeking temporary bail which has been turned down by learned trial Court and therefore, this application.

[3] Having heard learned advocates for the respective parties and having perused the material on record, it can be seen that the say of the applicant is supported by the medical case papers and that considering the young age of the applicant and that he is in jail for about last one year and that due to Covid 19, trial is stalled and therefore, his presence may not be needed in near future.

[4] Considering the aforesaid facts and circumstances of the case, this Court is of the opinion that the application requires consideration

and the same is allowed. The applicant shall be released on temporary bail for a period of 21 days from the date of his actual release, on executing personal bond of **Rs.5,000/- (Rupees five thousands)** before the Jail authority and on usual terms and conditions. **During the temporary bail, the applicant shall mark his presence before the concerned police station once in a week.** The applicant to surrender before Jail Authority on completion of temporary bail period, without fail. Rule is made absolute to the aforesaid extent.

[5] Registry to send copy of this Order to the concerned Jail Authority through Fax and Email.

(R.P.DHOLARIA, J)

MOHMMEDSHAHID/PATHAN