

HIGH COURT OF CHHATTISGARH, BILASPUR

Criminal Appeal No. 960 of 2020

- Nisar Ahmad @ Nisar Mohammad @ Ata Mohammad, S/o Jahur Ahmad, aged about 39 years, R/o Dhelhupur Puraila, Police Station Mandhata, District Pratapgarh (U.P.), Presently residing at House No. 114, Ward No. 33, Mannu Chowk Tikrapara, Police Station Kotwali, District - Bilaspur (C.G.)

---- Appellant

Versus

- State of Chhattisgarh Through : Station House Officer, Police of Police Station AJAK Korba, District - Korba (C.G.)

---- State/Respondent

For Appellant : Shri Anil Gulati, Advocate

For Respondent/State : Dr.(Ms.) Veena Nair, Deputy Advocate General

Hon'ble Shri Justice Gautam Chourdiya, J

Order on Board

20.01.2021

1. This appeal by the accused/appellant under Section 14A (2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 is directed against the order dated 18.11.2020 passed by the Special Judge (SC/ST Act), Korba, District Korba (C.G.) in Bail Application No. 383/2020, refusing to allow his regular bail under Section 439 Cr.P.C. The appellant is in jail since 12.11.2020 in connection with Crime No. 27/2018 for the offence punishable under Sections 452, 354 & 323 of IPC and Section 3 (2) (v) (a) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station- AJAK Korba, District Korba (C.G.).
2. Victim/complainant namely Seema Sonwani appeared before this Court in person and she has objection to grant of bail to the appellant by this Court.
3. After arguing for sometime, learned counsel for the appellant seeks to withdraw this appeal with liberty to file fresh appeal if the trial is not completed within three months.
4. Accordingly, the appeal is dismissed as withdrawn with the liberty as stated above.

Sd/-
(Gautam Chourdiya)
Judge