Sr. No.16
Regular List

IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

CrlA(D) 32/2022

U.T THROUGH POLICE STATION CHADOORA
...APPELLANT(S)

Through: - Ms. Maha Majeed, Assisting Counsel vice
Mr. Mohsin Qadri, Sr. AAG

Vs.

JAVAID GULL AND ORS. **...RESPONDENT(S)**

Through:- Ms. Shahnaza, Advocate

CORAM:
HON'BLE MR. JUSTICE SANJEEV KUMAR, JUDGE
HON'BLE MR. JUSTICE SANJAY PARIHAR, JUDGE

ORDER
02.05.2025

1. Impugned in this appeal filed by the Union Territory of Jammu and Kashmir under Section 21 of the NIA Act is an order dated 10th May, 2022, passed by the Court of Special Judge designated under NIA Act, Srinagar [for short "the trial Court"] in case titled ***"State through P/S Chadoora Vs. Showkat Ahmad Ganie and Ors.",*** whereby the trial Court has granted bail to the respondents No. 1 and 2 in case FIR No. 115/2019 under Sections 16/18/19/20/23/38 UAP Act, 307-IPC and 7/27 under Indian Arms Act.

2. This bail was granted to the respondents No. 1 and 2 way back on 10th May, 2022, and ever since both the accused

are on bail and attending the trial. It is not the case of the prosecution that after availing the concession of appeal the respondents No. 1 and 2 have either jumped the conditions of the bail or have failed to cooperate in the trial. Otherwise also the prosecution has already examined twenty-one witnesses out of twenty-nine witnesses and, therefore, the trial is near completion.

3. We have also gone through the impugned order passed by the trial Court and are of the view that this is not the stage where the indulgence of this Court would be called for. We, therefore, decline to interfere with the impugned order passed by the trial Court. The appeal is, therefore, **dismissed**.

(SANJAY PARIHAR) **(SANJEEV KUMAR)**
JUDGE **JUDGE**

Srinagar,
02.05.2025
"Mir Arif"

MIR ARIF MANZOOR
I attest to the accuracy and
authenticity of this document

06.05.25