

Jai Raikwar Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Mar-22-2013

Appellant : Jai Raikwar

Respondent : The State of Madhya Pradesh

Judgement :

M.Cr.C.No.3075/2013 22.3.2013 Shri Ramkirpal Mishra, Advocate for the applicant.

Shri R.K.Kesarwani, PL for the State.

This is the fiRs.bail application filed by the applicant under Section 439 of the Cr.P.C.for grant of bail.

The applicant is in custody since 29.9.2012 in connection with Crime No.86/2008 registered at P.S.Civil Line, District Chhatarpur for the offence punishable under Sections 457, 380 of the IPC.

Learned counsel for the applicant submits that the previously the applicant was released on bail, however, the applicant remained absent before the trial Court, therefore, the trial Court issued warrant of arrest against him and in compliance of the warrant of arrest, he has been sent to the jail.

The applicant will regularly appear before the trial Court and will also co-operate in trial.

The applicant is in custody and trial would take considerable time to conclude, therefore, he be released on bail.

Learned counsel for State has opposed the application.

On due consideration of the contention raised by the learned counsel for the parties and overall facts and circumstances of the case, I am of the considered view that it is a fit case to release the applicant on bail, therefore, without expressing any view on the merits of the case, this application is allowed and it is directed that applicant shall be released on bail on his furnishing a personal bond in a sum of Rs.25,000/- (Rs.Twenty Five Thousand only) with one surety in the like amount to the satisfaction of the committal Court/trial Court for securing his presence before the said Court on all the dates of hearing fixed in this regard during trial.

It is made clear that in case the applicant further remains absent during trial, he will not be entitled to be released on bail till the disposal of the criminal case.

Certified copy as per rules.

(G.S.Solanki) Judge PB

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