

HON'BLE SRI JUSTICE B.CHANDRA KUMAR
CRIMINAL PETITION No.4649of 2012

ORDER:

Petitioner, who is accused No.16 Crime No.108 of 2002 of Eluru II Town Law and Order Police Station, Eluru, filed this Criminal Petition under Sections 437 and 439 Cr.P.C., seeking to enlarge him on bail.

A criminal case was registered against the petitioner in Crime No.108 of 2002 of Eluru II Town Law and Order Police Station, Eluru, for the offences punishable under Sections 403, 409, 420 read with 477-A read with 120(B) IPC, under Section 138 of the Negotiable Instruments Act and under Section 5 of A.P. Protection of Depositors of Financial Establishments Act. The petitioner is Accused No.16 in the said Crime.

As seen from the record, it is evident that earlier, the petitioner was granted bail. However, he jumped the bail and the lower court issued non-bailable warrant against him. The warrant was pending from 06.12.2010 till 05.03.2012. The earlier bail application being Criminal Petition No.4096 of 2012 filed by the petitioner has been dismissed by this Court, giving liberty to the petitioner to renew his bail application before the Sessions Court once again. Then, the petitioner approached the Sessions Court, but the Sessions Judge dismissed the bail petition by the order, dated 14.05.2012.

Having regard to the allegations made against the petitioner, the nature of the case and the fact that the petitioner had earlier jumped the bail, I am of the view that he is not entitled to be enlarged on bail at this stage.

Accordingly, the Criminal Petition is dismissed. However, in the circumstances of the case, the learned Principal District and Sessions Judge, West Godavari District at Eluru, is directed to expedite the trial in C.C.No.1 of 2007, by posting the matter on day-to-day basis and complete the trial as early as possible, preferably within a period of six weeks from the date of receipt of a copy of this order. For any reason, if the trial in the said case could not be completed within the stipulated period, the petitioner is at liberty to renew his bail application, either before the Sessions Court or before this Court.

JUSTICE B.CHANDRA KUMAR

30th May 2012
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