

29/5/15

Shri Dhirendra Singh, Advocate for the applicant.

Shri A.S.Rathore, Panel Lawyer for the respondent/State.

I.A.No.4080/15 has been filed for mention of the crime number in this case.

For the reasons mentioned in the order passed below and also that the court does not wish to peruse the case-diary, the aforesaid I.A. is hereby rejected.

Learned counsel for the rival parties are heard.

The applicant has filed this first application under Section 439, Cr.P.C. for grant of bail.

The present bail has been filed as the applicant is in custody since 17/2/2015 on account of earlier bail bond having been cancelled for his absence before the trial court since 6/8/2013.

A reading of the order dated 1/4/2015 passed by the trial court indicates that the trial got unnecessarily delayed for 2 and 1/2 years due to absence of the applicant for which there is no plausible explanation.

The applicant has misused the liberty granted to him earlier, therefore, he is not entitled for the same.

The application stands rejected.

However, this order will not prevent the applicant

2 Mcrc.4075/15
Awadhesh @ Arjesh Vs. State of M.P.

from approaching the court again in case of arising of
new cause in accordance with law.

(Sheel Nagu)
Vacation Judge

(Bu)