

31/05/2016

Shri Anil Kumar Mishra, Advocate with Shri Deependra Raghuwanshi, Advocate for the applicant.

Shri Amit Bansal, Public Prosecutor for the respondent/State.

Shri Mahesh Goyal, Advocate for the complainant.

Case Diary is perused.

Learned counsel for the rival parties are heard.

Applicant apprehends arrest in connection with offences punishable u/Ss. 366 of IPC registered as Crime No. 26/2016 at Police Station Kailaras, District Morena.

Learned Government Advocate for the State opposed the application and prayed for its rejection by contending that on the basis of the allegations and the material available on record, no case for grant of anticipatory bail is made out.

The applicant apprehends arrest in respect of offences mentioned above where allegation against the applicant is of abduction has been made. The prosecutrix is aged about 45 years who is not traced out till now.

Learned counsel for the applicant submits that co-accused has already been granted regular bail and therefore, the applicant may be given the benefit of anticipatory bail.

Co-accused has been granted regular bail where custodial interrogation was not necessary whereas in the present case the applicant is seeking anticipatory bail and as per prosecution case, the prosecutrix is still not traced out,

In view of above no case for the time being no case for bail is made out.

Accordingly, this first bail application deserves to be and is therefore, dismissed.

(Sheel Nagu)
Judge