

MCRC-19652-2015

(SANTOSH KUMAR GOTIYA Vs THE STATE OF MADHYA PRADESH)

29-01-2016

Shri Sudhir Srivastava, learned counsel for the applicant.

Shri G.S. Thakur, learned Panel Advocate for the respondent/State with case diary.

Heard.

This is an application for grant of bail to the applicant Santosh Kumar Gotiya who is involved alongwith co-accused in a criminal case bearing crime No. 56/2012 registered at Police Station Lardganj, District Jabalpur (M.P.), for the offences punishable under Sections 392/34 of IPC.

The applicant was granted bail by the trial Court. However, he jumped the bail during the course of trial. Thereafter a non-bailable warrant of arrest was issued against him. The applicant remained absent for almost a year, as a result whereof no further progress could be made in the trial. Ultimately he was arrested on 18.06.2015. He applied for release on bail vide M.Cr.C. No. 11599/2015 and the same was disposed of on 29.07.2016 with the direction that the application shall be considered after recording the statement of prosecution witnesses Kumari Minal and Kumari Anuja. The evidence of Kumari Minal has been recorded in the trial Court, however, prosecution has given up Kumari Anuja as is clear from the relevant order-sheet of the trial court which has been filed by the counsel for the applicant.

Considering over all facts and circumstances of the case, the application is allowed.

Accordingly, it is directed that the applicant **Santosh Kumar Gotiya** be released from custody subject to his furnishing a personal bond in the sum of **Rs.30,000/- (Rs. Thirty Thousand Only)** with one surety in the like amount to the satisfaction of the Trial Court for his appearance before the concerned Court on all dates of hearing fixed in this behalf by the Court concerned during trial.

M.Cr.C. stands disposed of.

Certified copy on payment of usual charges.

(S.K. SETH)

JUDGE