

**IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL**  
**Original Jurisdiction**

**1<sup>st</sup> Bail Application No. 438 of 2016**

**Order on bail application of the accused**

Sitendra

... Applicant(in jail)

Vs

State of Uttarakhand

... Opp. Party

**Hon'ble Sudhanshu Dhulia, J.**

Heard Mr. S.K. Mandal, Advocate holding brief of Mr. Abhishek Verma, learned counsel for the applicant, Mr. P.S. Saun, learned Deputy Advocate General with Ms. Mamta Joshi, learned Brief Holder for the State and perused the records.

The applicant is in jail being implicated in F.I.R. No. 481 of 2014 which has been registered under Section 302 of I.P.C., Police Station-Kashipur, District Udham Singh Nagar.

The allegation against the present applicant is that he along with another co-accused had killed one Rajesh Kumar. From the perusal of the record it appears that the main role of firing and making a fatal gun shot injury has been assigned to the present applicant.

Considering the nature of the offence as well as the role assigned to the present applicant, this Court is not inclined to grant bail to the applicant. Accordingly the bail application is rejected.

It is made clear that any observations made by this Court are only for the purposes of bail. It shall not be taken into consideration at all in any other proceedings.

However, it is made clear that the trial court shall conclude the trial as expeditiously as possible without granting any unnecessary or undue adjournments to any of the parties.

**(Sudhanshu Dhulia, J.)**

29.04.2016

Rahul