

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Original Jurisdiction

4th Bail Application No. 07 of 2019

Order on bail application of the accused

Irfan

... Applicant

Versus

State of Uttarakhand

... Respondent

Present: Mr. Vikas Kumar Guglani, Advocate holding brief of Mr. Pankaj Miglani, Advocate, for the applicant.

Ms. Mamta Joshi, Brief Holder, for the State of Uttarakhand.

Hon'ble Sudhanshu Dhulia, J. (Oral)

The applicant before this Court is an accused in FIR No.546 of 2006, which has been registered under Sections 302/34/120-B of IPC and under Sections 2/3 of the Gangster Act, at Police Station Haldwani, District Nainital.

2. The first bail application of the applicant was dismissed as withdrawn on 10.03.2014. The second bail application of the applicant was rejected by this Court on 22.09.2015 and the third bail application of the applicant was dismissed for non prosecution on 24.05.2018. Now the applicant has filed the fourth bail application before this Court.

3. Considering the overall facts and circumstances of the case and the fact that there are no new good grounds raised by the applicant, this Court is not inclined to enlarge the applicant on bail.

4. The bail application is hereby rejected.

5. 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.

6. However, the trial court is hereby directed to expedite the trial as expeditiously as possible in letter and spirit of Section 309 CrPC without granting any unnecessary adjournments to any of the parties.

(Sudhanshu Dhulia, J.)

30.04.2019