



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION**

**BAIL APPLICATION NO.3008 OF 2019  
WITH  
INTERIM APPLICATION NO.1395 OF 2020**

Ajit Atmaram Apraj .. Applicant  
**Vs.**  
State of Maharashtra .. Respondent

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Mr.Fakhruddin Khan a/w. Mr.Vikas A. Tiwari i/b. Ms.Pradnya U. Raibole, Advocate for the Applicant.

Mr.A.R. Kapadnis, APP for Respondent - State.

Mr.Prayag Joshi i/b. M/s. Joshi Law Associates, Advocate for complainant.

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**CORAM : PRAKASH D. NAIK, J.**

**DATED : DECEMBER 14, 2020.**

**P.C.:**

Applicant is in custody from 24<sup>th</sup> April, 2015. The evidence of P.W.1 is in progress since November 2017. On the previous date of hearing it was submitted by learned APP that the Special Public Prosecutor appointed in this case had resigned and new Special Public Prosecutor is to be appointed. The application was adjourned till today. On instructions, it is now submitted that Special Public Prosecutor is not yet appointed and the appointment is in process. The grievance of the applicant is that



there is no progress in trial, and, it is not clear as to when trial would be over. Learned APP submits that the case was delayed by the accused. The prosecution was always ready to proceed with the trial. The next date before the trial Court is 24<sup>th</sup> December, 2020.

2            Learned counsel for the applicant had pointed out that the examination-in-chief of P.W.1 was lastly recorded on 13<sup>th</sup> March, 2020. On the previous date of hearing, it was submitted by learned APP that prior to lock-down the trial Court had fixed four days in a month exclusively for conducting trial in this case and the same arrangement would continue. Roznama of the trial Court is placed on record by learned counsel for the applicant.

3            The prosecution shall keep P.W.1 present before the trial Court on the next date of hearing and it is expected that the trial Court would proceed with recording evidence. The defense shall co-operate with trial Court to proceed with case expeditiously.

4            Stand over to 6<sup>th</sup> January, 2021.

**(PRAKASH D. NAIK, J.)**