

Bail application (CRMA No.381 of 2015)

in

CRLR No.67 of 2015

Hon'ble Sudhanshu Dhulia, J.

Mr. Lalit Sharma, Advocate present for the revisionist.

Mr. Vinod Gemini, learned Dy. Advocate General assisted by Ms. Farida Siddiqui, Brief Holder present for State of Uttarakhand.

Lower court records have been received.

Admit the Criminal Revision.

Revisionist was convicted by the trial Court under Section 409 of IPC. In appeal, although the conviction was confirmed by learned District and Sessions Judge, Almora in Criminal Appeal No.21 of 2013 and sentenced was reduced from three years to one year with a fine of Rs.1.00 lakh.

Now the revisionist has filed an application seeking bail.

Heard learned counsel for revisionist and perused the lower court record.

Although revisionist was not on bail during the course of trial but he was on bail during the pendency of appeal.

Considering the nature of offence and cumulative circumstances, the bail application is allowed.

Let the revisionist (Kailash Chandra Upadhyaya) be enlarged on bail in Criminal Appeal No.21 of 2013 (arising out of Criminal Case No.20 of 2012), on his furnishing a personal bond and two sureties, each of the like amount, to the satisfaction of the Magistrate/court concerned. It is also made clear that fine imposed in Criminal Appeal No.21 of 2013 shall also remain stayed.

The bail application stands disposed accordingly.

List this matter after three weeks in the daily cause list.

(Sudhanshu Dhulia, J.)

02.06.2015