

In Chamber

Case :- CRIMINAL APPEAL No. - 3209 of 2012

Appellant :- Praveen

Respondent :- State of U.P.

Counsel for Appellant :- P.P. Singh, Ashish Kumar Pandey

Counsel for Respondent :- Govt. Advocate

Hon'ble Mrs. Sunita Agarwal, J.

Hon'ble Dinesh Pathak, J.

Ref: Criminal Misc. Bail Application No. 247919 of 2012

Herd Sri Ashish Kumar Pandey learned Advocate appearing for the appellant Praveen son of Fateh Singh, resident of Village Khimanwati, Police Station Murad Nagar, District Ghaziabad and learned A.G.A for the State.

The sole appellant/applicant has been convicted under section 302 read with section 201 IPC for murder of his wife and minor children (about 1 1/2 years old) by setting them ablaze by pouring kerosene oil upon them. Not only this, he had destroyed the evidence by cremation of the dead bodies without giving any information to the paternal family of his wife (Mika of the deceased).

The submission of learned counsel for the applicant is that the applicant is in jail since 17.04.2009 i.e. for a period of more than ten years and his old mother is ailing. The deceased wife had committed suicide by pouring kerosene oil upon her when the appellant was not at home.

The plea of alibi of the applicant has been rejected by the court below. Be that as may, looking to the nature of the allegations in the first information report and the other material on record, we do not find it a fit case for grant of bail of appellant Praveen, husband of the deceased.

Accordingly, the bail application is rejected.

Ref: Order on Criminal Appeal

The paper book is ready. Sri Ashish Kumar Pandey, learned Advocate states that he is ready to argue the appeal for final hearing. Other appellants in the connected appeal are represented by Sri P.P. Singh and Sri Himanshu Pandey, Advocates.

As prayed by learned counsel for the appellant list both the connected appeals for final hearing/disposal on 13.02.2020.

Order Date :- 29.1.2020

Vikram