

In Chamber

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 33649 of 2019

Applicant :- Rama Rao

Opposite Party :- State of U.P.

Counsel for Applicant :- Ved Byas Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Rahul Chaturvedi,J.

Heard learned counsel for the applicant, learned A.G.A. and perused the record.

This is the second bail application. While rejecting the first bail application on 19.02.2018, the Court has expected that the learned trial judge would conclude the trial within a period of one year from the production of certified copy of this order.

The supplementary affidavit which was filed on 04.03.2020 indicates that the court concerned was apprised by the aforesaid order on 06.04.2019 and thereafter, at the relevant point of time, the concerned court lying vacant.

The Court understands the trying conditions prevailing last two years on account of COVID-19 but it is indeed shocking that only the statement of first informant has been recorded.

The concerned court is directed to give an explanation:- (i) Why the order of this Court has not been complied with? (ii) Who are erring persons were creating impediments in the early conclusion of the trial within time specified? (iii) What efforts are being made by the learned Presiding Officer to conclude the trial (iv) What more time is expected from the learned trial judge to conclude the trial (V) If the concerned trial court is lying vacant for long time, get the above sessions trial transferred to some other court, having competent jurisdiction.

Let the explanation be given by the learned trial judge within four weeks.

List this case once again on 25.10.2021.

The Registrar (compliance) is directed to transmit the copy of this order to the court concerned and apprising the learned trial judge by this order and seek a written explanation from him.

Order Date :- 20.9.2021/Nisha