

**Court No. - 1**

**Case :- CRIMINAL APPEAL No. - 7002 of 2011**

**Appellant :- Manuraj**

**Respondent :- State of U.P.**

**Counsel for Appellant :- S.P. Tewari, Pankaj Satsangi**

**Counsel for Respondent :- Govt. Advocate, Ghan Shyam Das**

**Hon'ble Ramesh Sinha, J.**

**Hon'ble Samit Gopal, J.**

**Ref: Criminal Misc. IInd Bail Application No. 4 of 2019**

Heard Sri Pankaj Satsangi, learned counsel for the appellant, Sri Ghan Shyam Das, learned counsel for the complainant, Ms. Kumari Meena, learned A.G.A. for the State and perused the record.

This is second bail application on behalf of the appellant. The first bail application was rejected on merits by a Bench of Hon'ble Dharnidhar Jha, J. and Hon'ble Ashok Pal Singh, J. (as they then were) on 12.10.2012.

Learned counsel for the appellant has argued that the appellant is in jail since 01.12.2011 and the first bail application of the appellant was rejected on 12.10.2012 but the appeal is not heard and decided finally till date and hence, the appellant may be enlarged on bail.

Learned AGA on the other hand has vehemently opposed the prayer for bail and has submitted that the first bail application was rejected by this Court on merits on 12.10.2012 and moreover, the paper book is ready and the appeal is ripe for final hearing.

Learned counsel for the appellant was requested to argue the matter finally but he shows his reluctance to argue the appeal which is ripe for final hearing and paper book is also ready to which he made a request to list the appeal after a month for final hearing.

Without expressing any opinion on the merits of the case and considering the submissions advanced, we find that no good ground is made out for enlarging the appellant on bail.

The second bail application of the appellant- Manuraj, who has been convicted and sentenced in S.T. No. 86A of 2006, (State Vs. Manuraj) arising out of Case Crime No. 397 of 2005, under

Sections 302/34 IPC, Police Station- Bewar, District Mainpuri is, accordingly, rejected.

Let the matter be listed on 27.1.2021 for final hearing before the appropriate Bench.

(Samit Gopal, J.) (Ramesh Sinha, J.)

**Order Date :- 1.12.2020**

Naresh