

(2009) 04 AHC CK 0137

Allahabad High Court (Lucknow Bench)

Case No: None

Ladley and Others

APPELLANT

Vs

State of U.P.

RESPONDENT

Date of Decision: April 21, 2009

Hon'ble Judges: Alok Kumar Singh, J

Final Decision: Disposed Of

Judgement

Alok K. Singh, J.

Heard.

Admit.

Call for the lower court record.

List for hearing on its turn after the record is received.

Heard learned counsel for the appellants and learned A.G.A. on the prayer for bail.

The appellants have been convicted and sentenced in Sessions Trial No.221 of 2006 as under

1.Under Section 323/34 I.P.C.Six months" S.I.

It is submitted that punishment is not severe and the nature of accusation is also not very grave. During trial they were on bail which they never misused. Presently they are on interim bail. It is also submitted that speedy justice is a fundamental right but the appeal may take a couple of years or even more in its final disposal. The appellants have every hope of success in the appeal.

The bail is, however, opposed by learned A.G.A.

In view of the aforesaid facts and circumstances and without entering into merits of the case, I find it to be a fit case for granting bail. Let the appellants (Ladley, Babloo and Suddan alias Sarvan) be enlarged on bail on their furnishing personal bonds

and two sureties each in the like amount to the satisfaction of the Magistrate/court concerned.

No fine has been awarded in this case by the court below. Subject to the above the sentence of imprisonment shall remain suspended during the pendency of the appeal.