

Crl. A. No. 25/2016
Santa Maya Rai vs. State of Sikkim

BEFORE
MR. JUSTICE SATISH K. AGNIHOTRI, CJ.

22.08.17 Present: Ms. Gita Bista, Advocate for the Appellant.

Mr. Karma Thinlay, Addl. Public Prosecutor with Mr. S.K. Chettri and Ms. Pollin Rai, Asstt. Public Prosecutors for the State.

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IA No. 04/2017

This is an application preferred by the State, seeking cancellation of the bail granted to the accused/appellant on 27.10.2016.

Learned Addl. Public Prosecutor would contend that on grant of bail, the appellant had disappeared and tried to submit death certificate by her sister stating that she had died. On verification, it was found that she is very well alive and the certification was obtained to mislead the Court and prosecution. Thus, in such circumstances, the bail granted to the appellant deserves to be quashed.

On query, Ms. Gita Bista, learned Advocate appointed by the State Legal Service Authority, submits that despite endeavours, she could obtain no instructions in respect of her whereabouts as well as on merit in the case.

Having regard to the aforestated factual scenario, I am of the considered view that the appeal (Crl. A. No. 25 of 2016) itself be listed for final hearing at the earliest.

List it for final hearing on 08.09.2017 before the other Bench.

Chief Justice
22.08.2017

jk/pm **Index : ~~Yes~~ / No**
 Internet : Yes / ~~No~~