

by the High Court assigning the following reasons:

"XXXXX

This is much more so when this Court feels inclined to hear the case on merits finally and decide the bail. Learned counsel for the appellant has also been requested to argue the matter finally but the counsel appears to be quite reluctant and interested only to argue on the point of bail. It is indeed disappointing to see that an unfortunate trend has crept into and we see that the counsels are simply shirking to argue the appeals finally. They are interested only to procure bail for the accused. In fact, avoiding the arguments in appeals is a major factor in contributing prolongation of appeals and the detention period but this Court cannot allow such kind of tactics to become a contrivance to the procurement of bail in appeals in the name of detention.

The fourth prayer for bail therefore stands rejected.

If the appellant or his counsel at any stage in future decides or feels interested to argue the appeal finally it can always take initiative moving application and get the hearing expedited. This Court is not expediting the hearing of the appeal in the wake of express request of the counsel not to do so."

In light of the observations made by the High Court, this Court is not inclined to grant indulgence to exercise its Jurisdiction under Article 136 of the Constitution. Accordingly, the Special Leave Petition is dismissed.

Pending application(s), if any, shall stand disposed of.

(NIRMALA NEGI)
COURT MASTER (SH)

(BEENA JOLLY)
COURT MASTER (NSH)