

IN THE COURT OF SHRI VANLALMAWIA ADDL. DISTRICT & SESSIONS JUDGE –I  
AIZAWL JUDICIAL DISTRICT, AIZAWL.

Bail Application No.1250/2015  
In CrI.Trl No. 1517/13  
A/o Aizawl P.S Case No.265/13  
U/S 302/201 IPC

Lalremruata : Petitioner  
Vrs  
State of Mizoram : Respondent

**BEFORE**  
**Vanlalmawia**  
**Addl.District & Sessions Judge-I**  
**PRESENT**

For the opposite party : R.Lalremruata, Addl.PP  
Lily Parmawii Hmar, APP  
For the Accused : S.L.Thansanga, Advocate.  
Date of hearing : 3.11.2015  
Date of Judgment : 3.11.2015

**ORDER**

Today is fixed for bail hearing.

Counsels for both parties are present.

Heard the Id. Counsel for the accused/ petitioner Lalremruata has been in custody till date since 19.08.2013 as he was accused of having been charged under section 302 IPC and Sec. 201 IPC. He submitted that the trial in this Court is in its last stage and examination of the accused u/s 313 Cr.PC has already been done and now it is time for him to produce his defense witness. However he could not make any contact with any person from his confinement in jail and hence prayed the Court to release him on bail at least for a month in order to enable him to produce his own witnesses for the ends of justice.

On the other hand the Id. Addl. P.P submits that the accused/petitioner though in Judicial Custody, can be visited on Monday, Wednesday and Friday every week and that the petitioner can meet his relatives or friends personally on those days at Central Jail. He also submits that the Co-accused Lalthlamuanpuia Ralte in the instant Case is his brother and since his brother is on bail, they can surely produce their own witness. In fact his brother, the Co-accused stated that he could find witnesses for their defense. Since the petitioner can be visited in Jail for three times a week and since his brother, the Co-accused is on bail, the petitioner has every chance to find and to produce his own witness before the Court. The Id. Addl. P.P further submits that the case proceeding is almost over and prayed the Court to dismiss the bail petition.

On hearing both sides and on perusal of materials available on record, the case proceeding is at the last stage and the submission of the prosecution that the petitioner can surely produce witness through his brother, the co-accused in the instant case, who is on bail is accepted. The Id. Counsel for the petitioner also submits that the petitioner applied for bail before the High Court as well as before the Hon'ble Supreme Court and though he prays strongly for bail at least for a month, I am of the opinion to reject the bail as I do not find any obstacles for the petitioner to produce his witness due to the aforementioned points as being in Judicial Custody.

Besides that, releasing of accused Lalremruata is not desirable, and his life may become in danger, as the victim family, who were always present in his court date, may like to take revenge.

So, releasing of accused Lalremruata at this belated stage of trial is rejected.

Give copy of this order Order to all concerned.

Sd/- Vanlalmawia ,  
Addl. District & Sessions Judge-I  
Aizawl Judicial District,Aizawl.

Memo No\_\_\_\_\_/AD&SJ-I(A)/2015 :Dated Aizawl the, 3<sup>rd</sup> November 2015.

Copy to :

1. District & Sessions Judge, Aizawl.
2. Accused Lalremruata Ralte C/o S.L.Thansanga Advocate.
3. Case record of CrI.Tr.No.1517/2013.
4. Judicial Section.
5. Case record.
6. Guard file.

PESHKAR