



IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1615 OF 2022
(Arising out of SLP (Cr1.) No. 4540 of 2022)

BABLU @ AJEET

Appellant(s)

VERSUS

THE STATE OF UTTAR PRADESH & ANR.

Respondent(s)

O R D E R

1. Leave granted.
2. Feeling aggrieved and dissatisfied with the impugned order dated 22.11.2017 passed by the High Court of Judicature at Allahabad in Criminal Miscellaneous Bail Application No. 165997 of 2015, by which the Division Bench of the High Court has rejected the bail application of the appellant, pending Criminal Appeal No. 1861 of 2015, the original accused/appellant has preferred the present appeal.
3. It is not in dispute that the appellant has, by now, undergone more than 13 years (approx.) of sentence. Even though in the impugned order passed in the year 2017, the High Court has directed to list the appeal for final disposal and to decide the same within 6 months, even after a period of 5 years also the appeal is not decided and disposed of and even listed for hearing.
4. In that view of the matter and on the aforesaid ground alone and considering the fact that the appellant is in jail since the last more than 13 years (approx.), the present appeal is allowed.

The appellant is hereby ordered to be released on bail, pending Criminal Appeal No. 1861 of 2015, on such conditions that may be imposed by the learned Trial Court.

5. We direct the Registry of the High Court to notify the Criminal Appeal No. 1861 of 2015 for final disposal before an appropriate Bench within a period of 4 weeks from today and we request the High Court to finally decide and dispose of the Criminal Appeal at the earliest and preferably within a period of 12 months from the date of receipt of copy of this order. All concerned are directed to cooperate with the High Court. If any attempt is made on behalf of the appellant to delay the hearing of the appeal, it will be open for the High Court to cancel the bail.

With this, the present Appeal stands allowed.

..... J.
(M.R. SHAH)

..... J.
(KRISHNA MURARI)

New Delhi;
September 19, 2022.

