

SLP(Crl.)No. 651 OF 2003
ITEM No.56

Court No. 4

SECTION II
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No. 651/2003

(From the judgement and order dated 23/10/2002 in CRLMBA 20529/02
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

AJAY GARG

Petitioner (s)

VERSUS

STATE OF U.P. & ANR.

Respondent (s)

(With Appln(s). for exemption from filing O.T. and exemption from filing
c/c of the impugned Judgment)

Date : 12/12/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE B.P. SINGH

For Petitioner (s)Ms. Kamini Jaiswal, Adv.
Mr. Chandra Shekhar, Adv.
Mr. S.K. Verma,Adv.

For Respondent (s)Mr. Kailash Vasdev, Sr.Adv.
Mr.Sudhir Kulshreshtha,Adv.
Mr. Abhisar Chaudhary, Adv.

Mr. Viswajeet Singh, Adv.
Mr. Kamlendra Mishra, Adv.
Mr. Rajeev Kumar Dubey, Adv.

UPON hearing counsel the Court made the following
O R D E R

Heard learned counsel for the parties.
Leave granted.
The appeal is allowed in terms of the signed order.

(PAWAN KUMAR) (PREM PRAKASH)
COURT MASTER COURT MASTER
(signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1490 OF 2003
(arising out of SLP(CRL.) No.651 of 2003)

Ajay Garg.....Appellant

Versus

State of U.P. & Ors.Respondents

O R D E R

Heard learned counsel for the parties.

Leave granted.

Having perused the records we are satisfied that the High Court was not justified in granting bail to the respondent in this case at this stage of trial. Hence without expressing any opinion on the merits of main case, we think it appropriate to set aside the impugned order of the High Court granting bail and restore that of the trial court. We, however, think it appropriate that the learned Sessions Judge before whom the trial is now being conducted should conclude the trial within three months from today.

The appeal is allowed.

.....J.
(N. SANTOSH HEGDE)

.....J.
(B.P. SINGH)

NEW DELHI,
DECEMBER 12, 2003.