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SLP(Crl.)No. 969 OF 2004
ITEM No.12

Court No. 2

SECTION IIA
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No. 969/2004

(From the judgement and order dated 09/07/2003 in MCRLC 2128/03
of The HIGH COURT OF M.P AT INDORE)

GITABAI

Petitioner (s)

VERSUS

STATE OF M.P.

Respondent (s)

(With Appln(s). for c/delay in filing SLP and permission to place addl.
documents on record and exemption from filing O.T.)
(With Office Report)
With Crl.M.P. No.7771/04 (appln. for permission to file rejoinder-
affidavit)

Date : 06/08/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE S.B. SINHA

For Petitioner (s)Mr. Niraj Sharma,Adv.
Mr. Vikrant Singh Bais, Adv.
Mr. Neeraj Srivastava, Adv.

For Respondent (s)Ms. Vibha Datta Makhija, Adv.

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

Heard learned counsel for the parties.
Leave granted.

On the facts and circumstances of this case, we think it appropriate that we should direct the
appellant to surrender before the High Court and seek regular bail. On her surrendering and m
aking an application for regular bail the trial court will take up said application of bail fo
rthwith and decide the same bearing in mind that her husband has already been granted bail and
pass appropriate orders.

The appeal is allowed.

(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.813 OF 2004
(arising out of SLP(CRL.) No.969 of 2004)

Gitabai.....Appellant

Versus

State of M.P.Respondent

O R D E R

Heard learned counsel for the parties.

Leave granted.

On the facts and circumstances of this case, we think it appropriate that we should direct the appellant to surrender before the High Court and seek regular bail. On her surrendering and making an application for regular bail the trial court will take up said application of bail forthwith and decide the same bearing in mind that her husband has already been granted bail and pass appropriate orders.

The appeal is allowed.

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

.....J.
(S.B. SINHA)

NEW DELHI,
AUGUST 6, 2004.