

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

CRIMINAL APPEAL NO(s). 561 OF 2004

K. VIJAYKUMAR

Appellant (s)

VERSUS

A. ALI & ANR.

Respondent(s)

Date: 28/10/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Appellant(s)

Mr. Siddharth Luthra, Sr. Adv.
Mr. E.C. Agrawala, Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Rishi Agarwal, Adv.
Ms. Neha Nagpal, Adv.

For Respondent(s)

Mr. G. Prakash, Adv.

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

The appeal is dismissed in terms of the
signed order.

(KALYANI GUPTA)
SR. P.A.

(VINOD KULVI)
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE.]
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 561 OF 2004

K. VIJAY KUMAR

.....

APPELLANT

VERSUS

A. ALI & ANR.

.....

RESPONDENTS

O R D E R

We have heard learned counsel for the parties.

We are not inclined to interfere in this matter

inasmuch as the date of institution of the complaint(s) is concerned or the so called prejudice caused to the appellant on the report of the Public Analyst being supplied to him prior to the date of the institution of the complaint. However, the appellant, may, if so advised, raise the issue with regard to the nomination and sanction before the trial court during the course of the trial.

We dismiss the appeal with the aforesaid observations.

.....J
[HARJIT SINGH BEDI]

.....J
[CHANDRAMAULI KR. PRASAD]

NEW DELHI
OCTOBER 28, 2010.