

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(s).551/2006

(From the judgment and order dated 20/12/2005 in CRLMC No. 2198/2002 of The HIGH COURT OF JUDICATURE AT ALLAHABAD,LUCKNOW)

AKHILESH KUMAR SINGH

Petitioner(s)

VERSUS

STATE OF U.P.TH. D.G.C.(CRL)& ANR.

Respondent(s)

(With appln(s) for interim bail and directions and office report )

(For final disposal)

Date: 09/05/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s)

Mr. Ram Jethmalani, Sr. Adv.

M/s. L. Krishnamurti, S.Balaji, Michael Peter,

P.R. Mala, Aseem Singh, Arjun Reddy, Advs.

For Respondent(s)

Mr. L. Nageshwar Rao, Sr. Adv.

Mr. K.K. Mohan, Adv.

Mr. T.N. Singh, Adv.

Mr. Tripurari Rai, Adv.

Mr. R.G. Padia, Sr. Adv.

Mr. Rajeev Dubey, Adv.

Mr. Jatinder Kumar Bhatia ,Adv

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

We do not consider the petition on merits. However, we direct the State of

U.P. to commence the trial of Crime No.311 of 2002 lodged before P.S. Kotwali Nagar, Rae

Barely.

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We are told that in the case registered by the Kotwali Police Station of

which the petitioner is one of the accused, has already been committed by the learned

Magistrate to the Session Court and the matter is pending before Sessions Judge, Rae

Barely.

Counsel for the State has given an assurance that the trial would be

commenced at the earliest i.e. on 15th June, 2006 and the trial be completed as early as

possible and material witnesses be examined at the earliest and the counsel for the State

should file a report regarding status of the case on or before 3rd July, 2006. The counsel

for the petitioner points out that the High Court in the impugned order has made some

observations regarding the character of the petitioner and his involvement in criminal

cases. We make it clear that the same shall not have any persuasive effect when the matter is finally considered by the Sessions Judge. The complainant, in case of any threat, would be at liberty to mention before the Sessions Judge for appropriate relief.

List on 7th July, 2006.

(R.K. DHAWAN)

COURT MASTER

(VEERA VERMA)

COURT MASTER