

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).933/2006

(From the judgement and order dated 26/07/2005 in CRLM No. 165/2005 of The HIGH COURT O
F

PUNJAB & HARYANA AT CHANDIGARH)

STATE OF HARYANA

Petitioner(s)

VERSUS

HIRA LAL

Respondent(s)

(With office report)

Date: 21/08/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Rajeev Gaur 'Naseem', Adv.

Mr. T.V.George, Adv.

For Respondent(s)

Mr. Himanshu Shekhar, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Appeal is allowed in terms of the signed order.

(RAVI P. VERMA)

(ANAND

SINGH)

Court Master

Court

Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 866 OF 2006

[Arising out of SLP(Cr1) No.933/2006]

STATE OF HARYANA
PLAINTIFF(S)

APPE

Versus

HIRA LAL
DEFENDANT(S)

RESP

O R D E R

Leave granted.

The challenge in this appeal is to the order dated 26th July 2005 passed by the Division Bench of the High Court declining to grant leave to appeal against the acquittal recorded by the trial Court under Section 7 and 13(i)(d) of Prevention of

Corruption Act, 1988.

On going through the trial Court judgment and evidence on record, we are of the view that the matter deserves consideration by the High Court on merit.

In this view, the impugned order of the High Court is set aside. The appeal is

remanded back to the High Court to grant leave to appeal against the order of

acquittal and decide the appeal filed by the State afresh on merits in accordance

with law.

Appeal is allowed in the above terms.

.....J.

(H.K. SEMA)

New Delhi;

.....J.

August 21, 2006.

(P.K. BALASUBRAMANYAN)