

Z

SLP(Crl.)No. 939 OF 2004
ITEM No.54

Court No. 3

SECTION IIA
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. 939/2004

(From the judgement and order dated 12/11/2003 in CRLMA 7862/03
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

SAIYED BABAR SAIYED ABDUL

Petitioner (s)

VERSUS

STATE OF GUJARAT & ANR.

Respondent (s)

(With Appln(s). for bail and Office Report)

Date : 13/09/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL
HON'BLE MR. JUSTICE D.M. DHARMADHIKARI

For Petitioner (s)Mr. ATM. Ranga Ramanujam, Sr. Adv.
Mr. S. Sooriya Kumaran, Adv.
Mr. P.N. Ramalingam, Adv.

For Respondent (s)Ms. Hemantika Wahi, Adv.
Ms. Sadhna Sandhu, Adv.

UPON hearing counsel the Court made the following

O R D E R

We are not inclined to interfere with the impugned order of the High Court declining grant of bail to the petitioner in a case arising under NDPS Act. Learned counsel for the petitioner, however, submits that accused 10 and 11, after the impugned judgment of the High Court, were released on bail and the case of the petitioner is similar. If that is so, the petitioner may also move appropriate forum for grant of bail on that ground. We express no opinion. The application when filed, would be decided on its own merits. The Special Leave Petition is dismissed with these observations.

(S. Thapar)
PS to Registrar

(V.P. Tyagi)
Court Master