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SLP(Crl.)No. 2810 OF 2003
ITEM No.206

Court No.10

SECTION II
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. 2810/2003
(From the judgement and order dated 08/05/2001 in AN 1047/01
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

UNION OF INDIA

Petitioner (s)

VERSUS

RAM KESH JAISWAL

Respondent (s)

(With Appln(s). for stay,exemption from filing O.T.)
(For Final Disposal)
With

SLP(Crl.)No.2819/2003

Date : 19/12/2003 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE B.N. SRIKRISHNA

For Petitioner (s)Mr. K.K. Sud,ASG
Ms. Binu Tamta,Adv.

Ms. Sushma Suri,Adv.

For Respondent (s)

Mr. Manoj Prasad,Adv.

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

SLP(CRL) No.2810/2003: Heard the learned counsel for the petitioner and the counsel for the respondent.

Union of India seeks cancellation of the bail granted to the respondent. It is submitted that the petitioner had been charged with serious offences under NDPS Act. The counsel for the respondent points out that the rigour of section 37 in granting bail is not applicable in the case of the respondent as he has been charged for the offences under sections 8 and 21 of the NDPS Act as the quantity of Ganja allegedly in possessing the respondent was less than commercial quantity.

Having regard to the entire facts and circumstances of the case, we do not think this is a case where this Court can cancel the bail at this stage. We direct that the trial of the case be completed within six months from today. The SLP is dismissed.

SLP(CRL) No. 2819/2003: Post it after Christmas Holidays.

(Y.P. Dhamija)
AR-cum-PS

(Veera Verma)
Court Master