

ITEM NO.1C

COURT NO.8

SECTION IIA

(For Judgment)

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 (Cr1) No(s).3320-3321/2005

(From the judgement and order dated 11/03/2005 in CRLWP No. 44/2005 & CRLWP No. 146/2005 of The HIGH COURT OF BOMBAY)

STATE OF MAHARASHTRA & ORS.

Petitioner(s)

VERSUS

LALIT SOMDATTA NAGPAL & ANR.

Respondent(s)

WITH SLP(Cr1) NO. 1101 of 2006

SLP(Cr1) NO. 4581 of 2006

SLP(Cr1) NO. 4611 of 2006

Date: 13/02/2007 These Petitions were called on for Judgment today.

For Petitioner(s)

Mr. Mukesh K. Giri, Adv.

For State of

Mr. Anirudh P. Mayee, Adv.

Maharashtra

Mr. Ravindra Keshavrao Adsure, Adv.

For Respondent(s)

Mr. Harish N. Salve, Sr. Adv.

Mr.R.F.Nariman, Sr.Adv.

Mr.M.J.Paul, Adv.

Mr. Shakil Ahmed Syed, Adv.

Mr.Sushil Karanjkar, Adv.

Mr. K.N. Rai,Adv.

Mr.Aniruddha P.Mayee, Adv.

Hon'ble Mr.Justice Altamas Kabir pronounced the Judgment of the Bench

comprising Hon'ble Dr.Justice AR.Lakshmanan and His Lordship.

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The Special Leave Petitions (Crl.) Nos.3320-3321/2005 filed by the State of

Maharashtra are dismissed.

Special Leave Petition (Crl.) No.1101/2006 filed by the State of Maharashtra

must also fail and the High Court will now have to dispose of the application filed by

the petitioners in Crl.Writ Petition No.2183/2005 for quashing C.R.No.II-8/2005

registered with Rasayani Police Station, Raigad.

Since the petitioner has been under arrest since the date of his surrender on

1st July, 2005, and having further regard to his medical condition, we direct that the

petitioner, Lalit Somdutt Nagpal, be released on bail to the satisfaction of the Chief

Judicial Magistrate, Kolhapur. He will surrender his passport to the Chief Judicial

Magistrate, Kolhapur, until further orders of the magistrate and will not leave the

country without the prior permission of the magistrate and shall report to the

Investigating Officer of the different cases as and when called upon to do so. Special

Leave Petition (Crl.) No.4581/2006 is accordingly allowed and the order of the

Bombay High Court dated 14th July, 2006 refusing the petitioner's prayer for grant of

bail is set aside.

Special Leave Petition (Crl.) No.4611/2006 is allowed in terms of the signed

Judgment.

There will be no order as to costs in any of these Special Leave Petitions.

( Satish K. Yadav )

Court Master

( Phoolan Wati Arora )

Court Master

( Signed reportable Judgment is placed on the file )