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SLP(Crl.)No. 2777 OF 2000
ITEM No.22

Court No. 4

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. 2777/2000
(From the judgement and order dated 12/01/2000 in CRLA 210/89
of The HIGH COURT OF PATNA)

LAKHAN SAH & ANR.

Petitioner (s)

VERSUS

STATE OF BIHAR

Respondent (s)

(With Appln(s). for bail & permission to place addl. documents on
record and exemption from filing O.T.)(With O.R.)

Date : 20/04/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAİK
HON'BLE MR. JUSTICE U.C. BANERJEE

For Petitioner (s) Mr. Anil K. Jha,Adv.

For Respondent (s) Mr. Kumar Rajesh Singh,Adv.for
Mr. B.B. Singh,Adv.

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

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This application has been filed by the accused persons making a grievance that they are being unnecessarily tried for the same offence for which they have been tried earlier in G.R. Case No. 57/1983 (T.R. No.323/1996) and have been acquitted. The counsel for the State was granted time on 2nd February, 2001 to verify the assertions made. When the matter was called on 23rd March, 2001, as the instruction had not been received, the counsel for the State was granted further opportunity. Even today, the counsel states that he has not received any instruction. The assertions of the accused persons therefore stand non-rebutted, and in that view of the matter we quash the criminal proceedings in question.

The Special Leave Petition is disposed of.

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(Y.P.Dhamija)

(Suneet Bala Sharma)@@

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COURT MASTER

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