

ITEM NO.14

COURT NO.11

SECTION IIA

S U P R E M E

C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CrI. M.P. 23817 of 2011

IN

CRIMINAL APPEAL NO(s). 403 OF 2010

SOMASUNDARAM @ SOMU

Appellant (s)

VERSUS

STATE REP.BY DY.COMM.OF POLICE

Respondent(s)

(With appln(s) for bail and office report)

Date: 20/04/2012 This Appeal was called on for hearing today.

CORAM : HON'BLE MRS. JUSTICE GYAN SUDHA MISRA
(IN CHAMBERS)

For Appellant(s) Mr.Senthil Jagadeesan, Adv.

For Respondent(s) Mr. B.Balaji, Adv.
Mr. R. Rakesh Sharma, Adv.
Mr. Avijit Bhushan, Adv.

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

This is an application seeking an Order to release the appellant on bail since it has been stated that he has already undergone a period of 10 years, out of sentence of Life Imprisonment, which has been imposed on him under Section 302 of the Indian Penal Code.

However, it is difficult to comprehend for me as a Chamber Judge to consider which are the cases wherein bail application should be considered by the Chamber Judge and which are the other cases wherein the bail application should be considered by the Regular Bench, as in my experience, I have noticed that bail applications are regularly listed before the Regular Bench in matters where the appeal is pending.

This is one of the usual cases, wherein the appellant has been convicted under Section 302 of IPC and sentenced to undergo Life Imprisonment.

Whether he should be granted bail, since he has already undergone a period of 10 years of sentence, in my view, is fit to be considered by the Regular Bench, and not by the Chamber Judge.

Hence, the application be listed along with the appeal
before the Regular Bench for consideration.

(Jayant Kumar Arora)
Sr. P.A.

(Indu Satija)
Court Master