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SLP(Crl.)No. 3292 OF 2001
ITEM No.7

Court No. 7

SECTION II
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No. 3292/2001

(From the judgement and order dated 02/03/2001 in AN 550/01
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

DARSHANA ARORA

Petitioner (s)

VERSUS

RAJU TYAGI & ANR.

Respondent (s)

(For Final Disposal)

Date : 03/04/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE BISHESHWAR PRASAD SINGH

For Petitioner (s) Mr. Rakesh Garg, Adv.
Ms. Shwetha Garg, Adv. for
Mr. K.S. Rana, Adv.

For Respondent (s) Mr. BS Jain, Adv. for
Mr. Goodwill Indeevar, Adv.
Mr. Pramod Swarup, Adv. (NP)

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

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Heard the learned counsel for the parties.

There is some substance in the contention raised by the learned counsel for the petitioner that the High court ought not to have exercised its discretion in granting bail to the respondent who is convicted for the offences punishable under Section 302 read with Section 34 IPC. She has rightly contended that the High Court has referred to only second injury and has not referred to other part of the evidence connecting the accused

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with the crime. However, considering the fact that both the respondents were released on bail we do not think this would be a fit case for interference in this petition. It goes without saying that the High Court would decide the appeal without being influenced by the observations made by the High Court in the impugned order.

The High Court is requested to dispose of the appeal expeditiously.

This petition stands disposed of accordingly.

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(D.L. Chugh)
Court Master

(Janki Bhatia)
Court Master