

ITEM NO.42

COURT NO.3

SECTION II

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(s).3302/2013

(From the judgement and order dated 13/12/2012 in CRLA No.5584/2004, of  
The HIGH COURT OF JUDICATURE AT ALLAHABAD)

NARENDRA SINGH @ NANGA

Petitioner(s)

VERSUS

STATE OF U.P.

Respondent(s)

(With appln(s) for exemption from filing O.T.,bail and office report)

Date: 06/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI  
HON'BLE MR. JUSTICE SHARAD ARVIND BOBDE

For Petitioner(s)

Mr. Arvind Kumar, Adv.  
Ms. Laxmi Arvind, Adv.  
Ms. Poonam Prasad, Adv.  
Mr. Pradeep Kumar Mathur, Adv.

For Respondent(s)

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

This petition is directed against order dated 13.12.2012  
passed by the Division Bench of the Allahabad High Court whereby the  
application filed by the petitioner for grant of bail was dismissed.

On 18.4.2013, this Court passed the following order:

"Upon perusal of the impugned order, it appears that the  
appeal filed by the petitioner (Criminal Appeal No. 5584 of  
2004) was ordered to be notified for final hearing in the  
month of January 2013.

Learned counsel for the petitioner states that the  
petitioner is in jail for the last more than eleven years  
and there is no likelihood of his appeal being heard in the  
near future as it was not taken up in January 2013, as  
notified.

We would like to know whether, as directed by the High  
Court, the appeal was notified for hearing in January 2013  
and, if not, why it was not notified.

The Registrar (Judicial) of the High Court of Judicature at  
Allahabad shall send his report to this Court by first week  
of May 2013.

Stand over till second week of May 2013."

In compliance of the aforesaid order, Registrar(Criminal) of the Allahabad High Court has sent report dated 01.05.2013.

We have heard learned counsel for the petitioner and perused the report, which reveals that although the Criminal Appeal filed by the petitioner had been listed for hearing on four dates in 2007, the hearing could not take place because of the repeated absence of learned counsel for the petitioner. The report of the Registrar(Criminal) also shows that the appeal is now listed for hearing on 29.04.2013. Therefore, we feel that ends of justice will be served by making a request to the High Court to make an endeavour to decide the appeal before the ensuing summer vacation. Ordered accordingly.

The special leave petition is disposed of in the manner indicated above.

The Registry is directed to send a copy of this order to the Registrar General of the Allahabad High Court by fax. The officer concerned shall place the order before the Bench which is seized with the appeal.

| (Parveen Kr.Chawla)

| Court Master

| | (Phoolan Wati Arora)

| | Court Master