

ITEM NO.1

COURT NO.2

SECTION IIA

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).1916/2006

(From the judgement and order dated 08/03/2006 in MCRLC No. 1561/2006 of The HIGH COURT OF M.P. AT JABALPUR)

MONICA BEDI

Petitioner(s)

VERSUS

STATE OF M.P.

Respondent(s)

(With office report)

WITH SLP(Cr1) NO. 1917 of 2006

(With appln.(s) for permission to file addl.documents and office report)

Date: 17/08/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE MR. JUSTICE G.P. MATHUR

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s)

Mr.K.T.S.Tulsi, Sr.Adv.

Mr.Gaurave Bhargava, Adv.

Mr.Hari Pillai, Adv.

Mr. Arun Kumar Beriwal,Adv.

For Respondent(s)

Mr.N.M.Ghatate, Sr.Adv.

State of MP

Mr. C.D. Singh,Adv.

Ms.Minakshi Sarma, Adv.

For Respondent CBI

Mr.A.Saran, ASG

Mr.K.Radhakrishnan, Sr.Adv.

Mr.Satyakam, Adv.

Mr. P. Parmeswaran

UPON hearing counsel the Court made the following

O R D E R

Mr.A.Saran, learned Additional Heard learned senior counsel for both sides as well

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Solicitor General for the CBI.

Mr.Tulsi, learned senior counsel for the petitioner in both the cases pointed out that the

two cases which are registered, one by the State of Madhya Pradesh and the other by the CBI, arose out

of the same cause of action for which the petitioner herein was already tried by the Supreme Court in

Portugal and was sentenced to undergo imprisonment for a period of two years and the petitioner could

not be tried in view of Section 300 of the Code of Criminal Procedure and Article 20(2) of the

Constitution of India. It is also submitted that the petitioner has been charged for offences under the

Prevention of Corruption Act and the Indian Passport Act and the offence under the Indian Penal Code

and she has been in custody since 11th November, 2005 and, therefore, she is entitled to be released on

bail. The application for bail is opposed by the respondents' counsel on the ground that she is likely to

flee from justice. In view of the aforesaid circumstances, we direct that the trial registered by the CBI

should be completed within a period of two months on a day to day basis and the petitioner would be at

liberty to renew the prayer for bail when the matter comes up for consideration next time.

Post these matters on 19th October, 2006.

(G.V.Ramana)

(Radha R.Bhatia

Court Master

Court Master