

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.)...../2002

(From the judgement and order dated 08/09/2000 in CRMBA 13907/2000
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF UTTAR PRADESH

Petitioner (s)

VERSUS

SURYA NARAIN SINGH

Respondent (s)

(With Crl.M.P. No 4800/2002 for c/delay in filing/refiling slp)
(With Office Report)

Date : 08/07/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIAK
HON'BLE MRS. JUSTICE RUMA PAL
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s) Mr.V.K. Shukla,Adv.with
Mr. A.S. Pundir,Adv.

For Respondent (s)

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

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Heard the learned counsel for the State of Uttar Pradesh.

Though there is sufficient justification in his submission that the order of the learned Judge granting bail in a matter where the accused was being prosecuted for an offence under section 396 is not justified, but we are not inclined to interfere with the order since the order of bail was passed as early as on 8th September, 2000 and it has not been brought to our notice that the accused on being released on bail has indulged himself in any subsequent event for which the order of bail ought to be cancelled. That apart, there has been an inordinate delay in approaching this Court and no

- 2 -

sufficient explanation has been offered for such delay in question. Under such circumstances, we are not inclined to interfere with the order, though we observe that if the accused has misutilised the liberty granted to him, it would be open to the State to move the High Court concerned.

The Special Leave Petition is dismissed.

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(Y.P.Dhamija)
Court Master

(Suneet Bala Sharma)
Assistant Registrar