

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(s).1421 OF 2012
[@ Petition(s) for Special Leave to Appeal(CrI)No.2556/12]

NOHAR LAL SONI & ORS.
VERSUS

Petitioner(s)
/Appellant(s)

MADHU SARAF & ANR.

Respondent(s)

O R D E R

1. We have heard learned counsel for the petitioners and also the respondent No.1/complainant-in-person. Having considered the complaint filed by the respondent No.1 and the submissions made by Mr. Nagendra Rai, learned senior counsel appearing for the petitioners, we find that in the complaint, except for allegations against the Accused Nos.1 and 2, there is nothing specific, as far as the other Accused Nos.3 and 4, namely, Navin Soni and Smt. Shakuntala Soni (brother-in-law and mother-in-law of the respondent No.1), are concerned.

2. Accordingly, we grant leave and allow the appeal to the extent that the complaint against the Accused/appellant Nos. 3 and 4, shall stand quashed, while the proceedings shall continue in regard to the Accused Nos.1 and 2, against whom a prima facie case appears to have been made out.

(ALTAMAS KABIR)J.

(J. CHELAMESWAR)J.

NEW DELHI;
September 14, 2012.

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).2556/2012

(From the judgement and order dated 12/01/2012 in CRLMP No.316/2011, of
The HIGH COURT OF CHHATTISGARH AT BILASPUR)

NOHAR LAL SONI & ORS.

Petitioner(s)

VERSUS

MADHU SARAF & ANR.

Respondent(s)

(With appln(s) for exemption from filing O.T., stay, vacating stay, permission
and permission to appear and argue in person)
(for final disposal)

Date: 14/09/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s)

Mr. Nagendra Rai, Sr. Adv.
Mr. Purushottam Sharma Tripathy, AOR
Mr. Sanjeeb Panigrahi, Adv.
Mr. Rani Chandra Prakash, Adv.
Mr. Vivek Ranjan Tiwary, Adv.
Mr. Abhishek Kr.Singh, Adv.
Mr. Shantanu Sagar, Adv.

For Respondent(s)

Respondent-In-Person.(R.1)

UPON hearing counsel the Court made the following

O R D E R

Leave granted and the appeal is allowed to the extent that
the complaint against the Accused/appellant Nos. 3 and 4, shall
stand quashed, while the proceedings shall continue in regard to
the Accused Nos.1 and 2, against whom a prima facie case appears
to have been made out.

| (Sheetal Dhingra)
| COURT MASTER

| | (Juginder Kaur)
| | Assistant Registrar

[Signed order is placed on the file]