

ITEM NO.6

COURT NO.5

SECTION II-A

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 for Special Leave to Appeal (Crl.) No.4307/2023

(Arising out of impugned final judgment and order dated 04-01-2023 in ABP No. 9630/2022 passed by the Court of Sessions Judge, Patna)

RAVI SHANKAR PRASAD

Petitioner(s)

VERSUS

THE STATE OF BIHAR & ANR.

Respondent(s)

(IA No. 68197/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 68196/2023 - EXEMPTION FROM FILING O.T. AND IA No. 68195/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 19-05-2023 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE J.B. PARDIWALA

For Petitioner(s)

Mr. Rana Mukherjee, Sr. Adv.

Mr. Kameshwar Srivastava, Adv.

Mr. Abhishek Khanna, Adv.

Mr. Shekhar Kumar, AOR

For Respondent(s)

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

1. The petitioner was granted conditional anticipatory bail by the High Court of Judicature at Patna vide order dated 29-10-2021 passed in Criminal Miscellaneous No.69598/2019 in connection with Complaint Case No.784(C)/2016 registered under Section 498A of the Indian Penal Code (IPC), 1860 at Police Station Patliputra, Patna, Bihar.

2. The petitioner has moved an application before the High Court for modification of the conditions in terms of the liberty granted

by this Court vide order dated 24-06-2022 passed in Special Leave Petition (Crl.) No.5749/2022.

3. During the pendency of the modification application, the petitioner, for the reasons best known to him, filed second anticipatory bail application in the Court of Sessions Judge, Patna, which was declined on 04-01-2023. Against that order, the petitioner has come to this Court contending that the application for modification of the conditional anticipatory order is still pending consideration before the High Court.

4. This Court on 24-04-2023 requested the High Court for early consideration of the above-stated application and meanwhile directed that no coercive steps be taken against the petitioner.

5. We are informed that the application for modification of the earlier order moved by the petitioner is listed before the High Court in the middle of June, 2023.

6. Under these circumstances, but without expressing any views on the merits of the case, we dispose of the Special Leave Petition, reiterating our request to Hon'ble the Chief Justice of Patna High Court to ensure that the above-stated application for modification may be listed at the earliest and preferably within second or third week of June, 2023.

7. Till disposal of the modification application, the interim protection granted on 24-04-2023 by this Court shall continue to operate.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(PREETHI T.C.)
COURT MASTER (NSH)