

ITEM NO.10

COURT NO.4

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(s) for Special Leave to Appeal (CrI.) No(s).4433/2024

(Arising out of impugned final judgment and order dated 05-02-2024 in MCRC No.4244/2024 passed by the High Court of M.P. Principal Seat at Jabalpur)

SAIF ALI

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

(IA No.74581/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.74583/2024-EXEMPTION FROM FILING O.T.)

Date : 03-04-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE K.V. VISWANATHANFor Petitioner(s) Mr. Zahid Ali, Adv.
Mr. Vishal Bakshi, Adv.
Mr. Yogender Kumar Dwivedi, Adv.
Ms. Rebecca Dias, Adv.
Ms. Ananya De, Adv.
Mr. Pramit Saxena, AOR

For Respondent(s)

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

1 The petitioner seeks enlargement on regular bail in FIR No.613/2022, registered under Sections 8, 12, 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'NDPS Act') and Sections 5 and 13 of the MP Drug Control Act, 1949 at Police Station Hanumana, Rewa, Madhya Pradesh.

2. The prosecution case is that on the basis of a secret information regarding smuggling of illegal intoxicated cough syrup, the police apprehended a white colour Bolero car which was coming from the State of U.P. into the State of M.P. via Hanumana border area. The petitioner and three more persons were found travelling

in the car. On search, 800 bottles (100 ml each) of Onrex Cough Syrup were recovered from the car. Consequently, the subject FIR was registered. The petitioner and his co-accused were arrested at the spot.

3. After completion of investigation, the chargesheet was filed and it is informed by learned counsel for the petitioner that five out of fourteen prosecution witnesses have been examined so far.

4. Taking into consideration the facts and circumstances of this case, especially when trial can be concluded in a time-bound manner, we do not deem it necessary to consider the petitioner's prayer for bail on merits. The instant Special Leave Petition is, accordingly, disposed of with a direction to the Special Judge, Rewa, Madhya Pradesh to conclude the trial expeditiously but not later than six months from the date of receipt/production of a copy of this order. The prosecution is directed to extend full cooperation to the learned Special Judge for conclusion of the trial in a time-bound manner. In case the trial is not concluded within the time stipulated hereinabove for some unforeseen reasons, the petitioner shall be at liberty to revive his prayer for bail before the Trial Court.

5. As a result, the pending interlocutory applications also stand disposed of.

(SATISH KUMAR YADAV)
ADDITIONAL REGISTRAR

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