

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 2170 /2022
(Arising out of SLP(CRL) No. 4554/2022)

KASHYAP NEEHA PANDITA ..APPELLANT(S)

VERSUS

UNION TERRITORY OF J AND K & ANR. ..RESPONDENT(S)

O R D E R

Leave granted..

Learned counsel for the State submits that the final report is ready because investigation is over but in view of the impugned order could not be placed before the competent Court. The grievance of the appellant which persuaded us to issue notice was that even before the final report was filed the FIR itself had been quashed.

In view of the facts and circumstances of the case, we are of the view that the appropriate course of action would be as under:

a) The State will place the final report before the competent Court.

b) Any party who may be aggrieved by the final report will have the recourse as per law.

c) To the extent the quashing of the FIR was done by the impugned order, the same is set aside and the proceedings will go on, on the basis

of the final report and any steps taken by the respective parties thereupon, on which orders will be passed by the competent Court.

Needless to say that we are not expressing any opinion one way or the other on the same.

The appeal stands disposed of.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[ABHAY S. OKA]

NEW DELHI,
DECEMBER 05, 2022.

ITEM NO.34

COURT NO.2

SECTION II-C

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). 4554/2022

(Arising out of impugned final judgment and order dated 09-03-2022 in CRM (M) No. 212/2021 passed by the High Court Of Jammu & Kashmir And Ladakh At Jammu)

KASHYAP NEEHA PANDITA

Petitioner(s)

VERSUS

UNION TERRITORY OF J AND K & ANR.

Respondent(s)

Date : 05-12-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Mr. Colin Gonsalves, Sr. Adv.
Mr. Sadiq Noor, Adv.
Mr. Satya Mitra, AOR

For Respondent(s) Mr. Shailesh Madiyal, AOR
Mr. Parth Awasthi, Adv.
Mr. Vaibhav Sabharwal, Adv.
Mr. Akshay Kumar, Adv.
Mr. Vinayaka S Pandit, Adv.
Ms. Rakhi M, Adv.

Mr. V.K. Gupta. Sr. Adv.
Ms. Ruchira Gupta, Adv.
Ms. Nancy Shah, Adv.
Mr. Salvador Santosh Rebello, AOR
Mr. Raghav Sharma, Adv.
Ms. Eccha Shukla, Adv.
Ms. Nidhi Vardhan, Adv.
Mr. Kanishk Arora, Adv.
Mr. Rahul Kapoor, Adv.
Ms. Shakshi Goyal, Adv.
Ms. Harshita Sharma, Adv.

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

Leave granted.

The appeal stands disposed of in terms of
the signed order.

[CHARANJEET KAUR]
ASTT. REGISTRAR-cum-PS

[POONAM VAID]
COURT MASTER (NSH)

[Signed order is placed on the file]