

ITEM NO.10

COURT NO.17

SECTION II

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

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 10584/2024

(Arising out of impugned final judgment and order dated 04-01-2022 in CRMB No. 47943/2021 passed by the High Court Of Judicature At Allahabad)

RAJU

Petitioner(s)

VERSUS

STATE OF U.P

Respondent(s)

(FOR ADMISSION and I.R. and IA No.115256/2024-CONDONATION OF DELAY IN FILING and IA No.115255/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.115253/2024-EXEMPTION FROM FILING O.T. and IA No.115258/2024-CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS)

Date : 16-05-2024 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE MANOJ MISRA

For Petitioner(s) Mr. Aniket Seth, Adv.
Mr. Sandeep Singh, AOR

For Respondent(s)

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

- 1 Delay condoned.
- 2 The petitioner prays for bail in connection with Case Crime No. 488 of 2019 registered with the Khora Police Station, District Ghaziabad, Uttar Pradesh for the offence of murder of his wife. The trial is in progress. The petitioner is in judicial custody for past more than four years. So far five witnesses have been examined. The case hinges on circumstantial evidence.

- 2 However, the present petition has been filed with a delay of 701 days. The last bail application that came to be rejected by the High Court was filed in 2022. The impugned order is dated 04.01.2022.
- 3 In such circumstances referred to above, we permit the petitioner to file a fresh bail application directly before the High Court and pray for bail.
- 4 The Special Leave Petition is accordingly dismissed.
- 5 Pending applications, if any, stand disposed of.

(GULSHAN KUMAR ARORA)
AR-CUM-PS

(RAM SUBHAG SINGH)
COURT MASTER