

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSSPECIAL LEAVE PETITION (CRIMINAL) DIARY NO(S). 10590/2025

[Arising out of impugned final judgment and order dated 17-01-2025 in CRM(DB) No. 4371/2024 passed by the High Court at Calcutta]

MAHATAB ALI

Petitioner(s)

VERSUS

STATE OF WEST BENGAL & ANR.

Respondent(s)

(IA No. 72341/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 72342/2025 - EXEMPTION FROM FILING O.T. IA No. 72340/2025 - PERMISSION TO FILE PETITION (SLP/TP/WP/..))

Date : 05-05-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) :Ms. Kaveeta Wadia, Sr. Adv. (NP)
Mr. Shashank Tripathi, AOR
Ms. Chhavi Jain, Adv.

For Respondent(s) :

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

Heard Learned Counsel Appearing For The Petitioner.

Permission to file SLP is granted.

Paragraph 2 of the impugned order reads thus:

"2. Learned Advocates for the State and the defacto complainant while opposing the prayer for bail, in their usual fairness, do not dispute that the petitioner is similarly circumstanced as the co-accused person who was enlarged on bail, in so far as the period of detention is concerned.

Learned counsel appearing for the petitioner accepted that before the High Court, the counsel appearing for the petitioner has made a statement which is recorded in paragraph 2 quoted above. The High Court granted bail for the reason of parity. Hence, filing of SLP is nothing but an abuse of process of law.

The special leave petition is accordingly dismissed.

Pending application(s), if any, shall stand disposed of.

(KAVITA PAHUJA)
ASTT. REGISTRAR-cum-PS

(AVGV RAMU)
COURT MASTER (NSH)