

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1119 2023  
(@ SLP (Cr1.) No. 3900/2023)

THE STATE OF WEST BENGAL

Appellant(s)

VERSUS

PRABHA SURANA

Respondent(s)

Criminal Appeal. No. 1120/2023  
(@ SLP (Cr1.) No. 3903/2023)

Criminal Appeal No. 1121/2023  
(@ SLP (Cr1.) No. 4427/2023)

Criminal Appeal No. 1122/2023  
(@ SLP (Cr1.) No. 4326/2023)

Criminal Appeal No. 1123/2023  
(@ SLP (Cr1.) No. 4424/2023)

O R D E R

1. Leave granted.
2. Feeling aggrieved and dissatisfied with the impugned judgment and order(s) dated 02-02-2023 passed by the High Court at Calcutta passed in the respective bail applications by which the High Court has released the respondent-accused on bail in connection with the respective FIRs, the State of West Bengal has preferred the present appeals.
3. We have heard Mr. Harin P. Raval, learned Senior Advocate, appearing on behalf of the appellant-State and Mr. Sunil K. Mittal, learned Advocate, appearing on behalf of the respondent-accused, who is on caveat.

4. At the outset, it is required to be noted that, a similar order passed by the High Court releasing the respondent on bail in connection with the similar FIRs, has been set aside by this Court and the matter is remanded to the High Court for fresh consideration of the bail application on its own merits and in the light of the observations made by this Court in the judgment and order dated 03.03.2023 passed in Criminal Appeal No. 727 of 2023 [The State of West Bengal vs. Praba Surana]

5. In that view of the matter, all these appeals are allowed. The impugned orders passed by the High Court releasing the respective respondent(s) on bail are hereby quashed and set aside.

6. The present appeals stand disposed of in terms of the order passed by this Court in the judgment and order dated 03.03.2023 in Criminal Appeal No. 727 of 2023. The matters are remanded to the High Court to reconsider the bail applications afresh in accordance with law and on their own merits and in the light of the observations made in the judgment and order passed in Criminal Appeal No. 727 of 2023.

The aforesaid exercise shall be completed within a period of three months from the date of receipt of the present order. All the contentions and defences, which may be available to the respective parties are kept open, to be considered by the High Court which shall be dealt with and considered by the High Court in accordance with law and on their own merits and without in any way being influenced by the present order.

All these appeals are, accordingly, allowed.

.....J  
(M.R. SHAH)

.....J  
(C.T. RAVIKUMAR)

New Delhi;  
April 13, 2023

ITEM NO.56

COURT NO.4

SECTION II-B

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

SLP (Criminal) No(s). 3900/2023

THE STATE OF WEST BENGAL

Appellant(s)

VERSUS

PRABHA SURANA

Respondent(s)

(FOR ADMISSION and I.R.)

WITH

SLP (Cr1.) No. 3903/2023 (II-B)

(FOR ADMISSION and I.R. and IA No.74105/2023-PERMISSION TO FILE  
ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP (Cr1) No. 4427/2023 (II-B)

(FOR ADMISSION and I.R. and IA No.74082/2023-PERMISSION TO FILE  
ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP (Cr1.) No. 4326/2023 (II-B)

(FOR ADMISSION and IA No.74102/2023-PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES)

SLP (Cr1.) No. 4424/2023 (II-B)

(FOR ADMISSION and IA No.74089/2023-PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES)

Date : 13-04-2023 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH

HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Appellant(s) Mr. Harin P Raval, Sr. Adv.  
Ms. Astha Sharma, Adv.  
Mr. Himanshu Chakravarty, Adv.  
Ms. Shreya, Adv.  
Ms. Shrestha, Adv.  
Ms. Nandini Sen Mukherjee, AOR

For Respondent(s) Mr. Sunil K. Mittal, Adv.  
Mr. Anshul Mittal, Adv.  
Ms. Aanchal Arora, Adv.  
Mr. Sachit Arora, Adv.  
Mr. Harshit Vashisht, Adv.  
Ms. Reshmi Rea Sinha, AOR  
Mr. Abhijeet Chowdhry, Adv.

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

Leave granted.

All these appeals are allowed in terms of the signed order.

Pending applications stand disposed of.

(R. NATARAJAN)  
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)