

ITEM NO.15

COURT NO.1

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 to Appeal (CrI.) No.2091/2021

(Arising out of impugned final judgment and order dated 03-02-2021 in CRMABA No. 762/2021 passed by the High Court of Judicature at Allahabad)

JITENDRA CHAMPALAL KANUNGO &amp; ANR.

Petitioner(s)

VERSUS

STATE OF U.P. &amp; ORS.

Respondent(s)

(IA No. 33856/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No. 53523/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(CrI) No. 3393/2021 (II))

SLP(CrI) No. 2260/2021 (II)

IA No. 36838/2021 - EARLY HEARING APPLICATION, IA No. 36414/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No.36413/2021 - EXEMPTION FROM FILING O.T.)

Date : 26-10-2021 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s)

Mr. Shekhar Naphade, Sr. Adv.

Mr. Basava Prabhu S. Patil, Sr. Adv.

Mr. Ankit Acharya, Adv.

Mr. Geet Ahuja, Adv.

Mr. Shreyas Awasthi, Adv.

Ms. Aishwarya Dash, Adv.

Mr. Rameshwar Prasad Dubey, Adv.

Ms. Pratiksha Sharma, AOR

For Respondent(s)

Mr. Ankit Goel, AOR

Mr. Jaideep Gupta, Sr. Adv.

Mr. Syed Shahid Hussain Rizvi, AOR

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

Heard Mr. Shekhar Naphade, Mr. Basava Prabhu S. Patil, learned Senior counsel appearing for the petitioners, Mr. Jaideep Gupta, learned Senior counsel appearing for Respondent No.3 at a considerable length and carefully perused the material available on record.

Taking into consideration the fact that the genesis of the present Special Leave Petitions lies in a civil dispute with regard to payment of money by the petitioners to Respondent No.3 and learned Senior counsel appearing for the petitioners has agreed to deposit a sum of Rs.100,00,000/- (Rupees One Crore) within a period of four weeks from today before the concerned Trial Court, we are inclined to grant interim protection from arrest to them, subject to the condition that they shall cooperate with the investigating agency, without fail.

The said amount can be released in favour of the Respondent No.3 subject to the satisfaction of the Trial Court.

The aforesaid arrangement is without prejudice to the rights and contentions of the parties in the criminal proceedings.

With the above observations, the Special Leave Petitions stand disposed of.

In case petitioners fail to deposit the said amount within the stipulated period, as aforesaid, the interim protection granted by us to them today shall automatically revoke.

Pending applications filed in the matters also stand disposed of.

(VISHAL ANAND)  
ASTT. REGISTRAR-cum-PS

(R.S. NARAYANAN)  
COURT MASTER (NSH)