

SECTION-IIC
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL MISCELLANEOUS PETITION NO. 8485 OF 2017
(APPLICATION FOR RECALL OF ORDER DATED 20.02.2017)
IN
CRIMINAL MISCELLANEOUS PETITION NO. 2138 OF 2017
(APPLICATION FOR BAIL)
IN
PETITIONS FOR SPECIAL LEAVE TO APPEAL (CRL.) NOS. 8761-62 OF 2015

SAYED MOHAMMED IBRAHIM ETC. ETC. Petitioner(s)
VERSUS
STATE OF KARNATAKA Respondent(s)

OFFICE REPORT

The Special Leave Petitions above mentioned were listed before the Hon'ble Court on 09.10.2015, when the Court was pleased to pass the following Order:

**"Delay condoned.
Issue notice.
Tag with Criminal Appeal Nos. 351-353 of 2014."**

Accordingly, show cause notice was issued to the sole respondent/State of Karnataka through Regd. A.D. Post.

It is submitted that Mr. V.N. Raghupathy, Advocate has filed vakalatnama/appearance on behalf of sole respondent-State of Karnataka.

It is further submitted that Ms. Kamini Jaiswal, Advocate has filed an application for bail in respect of petitioner no.1/accused no.9 in SLP(Crl.) No. 8762 of 2015, which was registered as Criminal Miscellaneous Petition No. 2138 of 2017 and was listed before the Hon'ble Court on 20.02.2017, when the Court was pleased to pass the following order:-

**"Heard the learned counsel appearing for
Petitioner No.1/Accused No.9 in Special Leave Petition
(Crl.) No.8762 of 2015 and the learned counsel
appearing for the State of Karnataka.**

**It is informed by the learned counsel appearing for
Petitioner No.1/Accused No.9 in the said Special Leave
Petition that his client is incarcerated for over 16
years as on 13-1-2017.**

**For the reasons stated in the application for bail
and in view of the statement made by Ms. Kamini**

Jaiswal, learned counsel appearing for Petitioner No.1/Accused No.9 at the bar that his client is incarcerated for over 16 years as on 13-1-2017, we are inclined to enlarge him on bail subject to his furnishing bail bond in a sum of Rs.50,000/- with two sureties each in the like amount and further subject to the following conditions:-

1) The petitioner would produce his latest and full residential address in the concerned Trial Court while obtaining bail and he shall not change his address without the prior permission of the Court;

2) The petitioner shall not leave the border of Andhra Pradesh State without the prior permission of the concerned Court;

3) If the petitioner is holding a passport, the same would be produced in the concerned Trial Court and if not, he should produce affidavit in that regard.

In the event of necessity of any further conditions, depending on the attendant facts and circumstances of this case, it would be open for the concerned Trial Court viz. learned 34th Additional City Civil & Sessions Judge & Presiding Officer, Special Court for the Trial of Church Blast Case, Central Prison Premises, Bangalore in S.C. No.696 of 2005 being Crime No.113 of 2000, P.S. J.J. Nagar, to prescribe the same.

In case of any breach of the conditions, this Court, on being informed thereof, would, if inclined, initiate suo motu steps for cancellation of the bail, which is hereby granted.

As prayed by the learned counsel appearing for the State, hearing of the matters is expedited."

It is further submitted that Mr. V.N. Raghupathy, Counsel for the petitioner has also filed application for bail in respect of sole petitioner to SLP(Crl.) No. 8761 of 2015 and petitioner nos.2 to 7 in SLP(Crl.) No.8762 of 2015, which were listed before the Hon'ble Court on 02.05.2017, when the Court was pleased to pass the following order:-

"List after Summer Vacation."

It is lastly submitted that Mr. V.N. Raghupathy, Advocate for the sole respondent has now on 04.05.2017, filed an application for recall of order dated 20.02.2017 in Crl.M.P. No.2138 of 2017, which has been registered as Crl.M.P. No.8485 of 2017, and mentioned before the Hon'ble Court on 05.05.2017,

when the Court was pleased to pass the following order:-

**"List the CRLMP on Tuesday, the 9th May, 2017,
if the same is found in order."**

The application above-mentioned is, therefore, listed before the Hon'ble Court with this office report.

DATED this the 8th day of May, 2017.

ASSISTANT REGISTRAR

COPY TO:

1. Ms. Kamini Jaiswal, Advocate
2. Mr. V.N. Raghupathy, Advocate

ASSISTANT REGISTRAR

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