

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

Petition for Special Leave to Appeal (Crl) No.3116/2010
(From the judgment and order dated 22/01/2010 in
No.5697/2009 of The HIGH COURT OF A.P AT HYDERABAD)

CRLP

MANDADI SAMPATH & ORS.

Petitioner(s)

VERSUS

STATE OF A.P. & ANR.
(With office report)

Respondent(s)

Date: 12/12/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Mr. Anil Kumar Tandale, Adv.

For Respondent(s)
r-2 Mr. M. Vijaya Bhaskar, Adv.

r-1 Mr. D. Mahesh Babu, Adv.
 Mr. Ramesh Allanki, Adv.
 Ms. Sawita, Adv.

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

This petition is directed against order dated 22nd January, 2010 passed by the High Court of Judicature of Andhra Pradesh at Hyderabad in Criminal Petition No. 5697 of 2009, filed by the petitioners under Section 482 of the Code of Criminal Procedure, 1973 (for short "the Code"). By the impugned order, the High Court has granted interim stay, as prayed for on behalf of the petitioners, being accused Nos. 2 and 4, subject to the condition that the first petitioner deposits an amount of Rs. 1 lakh (Rupees One lakh) per month in the account of the respnodent No.2.

...2/-

:2:

While issuing notice in this petition on 23rd April, 2010, the operation of the impugned order was stayed subject to the petitioners' depositing an amount of Rs.25,000/- (Rupees Twenty five thousand only) per month, instead of Rs. one lakh as directed by the High Court.

As per the office report, satisfactory proof with regard to deposit of the said amount has not been furnished. However, learned counsel appearing for the petitioners states at the Bar that the said amount is being deposited regularly in the account of respondent No.2.

In view of the statement, we feel that the ends of justice would be served if order dated 23rd April, 2010 is made absolute with a request to the High Court to dispose of the aforesaid Criminal Petition on merits, as expeditiously as practicable. The petitioners shall continue to deposit the aforementioned amount till the disposal of the petition by the High Court.

The Special Leave Petition stands disposed of in the above terms.
(VINOD LAKHINA) (KUSUM GULATI)
Court Master Court Master