\234ITEM NO.38 COURT NO.5 SECTION IIB

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).3104/2011
(From the judgement and order dated 11/02/2011 in CRLP No.5869/2010, of The HIGH COURT OF KARNATAKA AT BANGALORE)

ABDUL NAZIR MAUDANY Petitioner(s)

VERSUS

STATE OF KARNATAKA Respondent(s)
(With appln(s) for exemption from filing O.T.,bail,permission to file additional documents and office report)

Date: 03/01/2012 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE P. SATHASIVAM
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s) Mr. Sushil Kumar,Sr.Adv.
Mr. Jawahar Lal Gupta,Sr.adv.
Mr. Aoolf Mathew,Adv.
Mr. Aditya Kumar,Adv.
Mr. P.S. Biju,Adv.
Mr. Akbar Ali,Adv.
Mr. Sanjay Jain,Adv.

For Respondent(s) Mr. Krishnamani, Sr.adv.
Ms. Rashmi Nandakumar,Adv.
Ms. Anitha Shenoy,Adv.
Mr. Bipin Kalappa,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned senior counsel for both sides.

On going through the material, we are not inclined to enlarge the petitioner on bail. However, taking note of the fact that the petitioner is a disabled person having lost one leg even the High Court while rejecting the petition for bail directed the State to provide him better health facilities and also directed the jail authorities to take all necessary steps to see that the health condition of the petitioner does not deteriorate and provide required medical help to keep him in good health.

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Considering the directions made by the High Court as well as this Court on 13.05.2011 and in view of the grievance expressed by Mr. Sushil Kumar and Mr. Gupta, learned senior counsel appearing for the petitioner, the petitioner be treated by Koltakkal Vaidya Sala at Bangalore itself. Though the senior counsel appearing for the petitioner has prayed that the petitioner may be taken to Mallapuram (Kerala- State) for further treatment, we are not inclined to accept such suggestion, since Mr. Krishnamani, learned senior counsel appearing on behalf of the State has stated that similar facilities are available at Bangalore.

In view of the same and in addition to the earlier directions, we also direct the jail authorities to provide better treatment to the petitioner by taking him to Koltakkal Vaidya Sala available at Bangalore itself. With the above observation, the special leave petition seeking bail is disposed of.

The petitioner is at liberty to approach this Court for further direction if need arise.

[Madhu Bala]
Sr.PA

[Veena Khera]
Court Master