

ITEM NO.28

COURT NO.17

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

Petition(s) for Special Leave to Appeal (Crl.) No(s). 3758/2026

[Arising out of impugned final judgment and order dated 06-02-2026 in CRR No. 54/2024 passed by the High Court of Calcutta Circuit Bench at Port Blair]

VINAY KUMAR @ VINAY SHARMA & ORS.

Petitioner(s)

VERSUS

JAGJIT KUMAR & ORS.

Respondent(s)

FOR ADMISSION

IA No. 65408/2026 - EXEMPTION FROM FILING O.T.

IA No. 65405/2026 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES

Date : 26-02-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA
HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) :

Ms. Mukta Gupta, Sr. Adv.
Ms. Sugandha Batra, AOR
Mr. Divyanshu Rai, Adv.
Mr. Vansh Bhatnagar, Adv.
Ms. Taruna Srivastava, Adv.
Mr. Shubh Gautam, Adv.
Mr. Vishal Sharma, Adv.
Ms. Nitya Gupta, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following

O R D E R

1. Learned senior counsel for the petitioners would submit that the petitioners were discharged by the Trial Court by an order dated 29.07.2024, which has been set aside by the High Court in its impugned

order dated 06.02.2026 and moreover, the petitioners have been directed to surrender before the Sessions Judge, Port Blair within four weeks from that date and the Sessions Judge shall take the petitioners into custody and enlarge them on bail if the petitioners are willing to furnish bail bonds in accordance with law.

2. Referring to the order passed by the Chief Judicial Magistrate, Port Blair on 31.10.2023, it is argued that the petitioners were already released on anticipatory bail and basing on that, the Chief Judicial Magistrate released the petitioners on bail pending trial. Therefore, if the discharge order is set aside and the trial is revived, the same bail furnished by the petitioners would continue and the petitioners are not required to surrender and apply for bail again.

3. Issue notice, returnable on 14.04.2026.

4. In the meanwhile, petitioners are not required to apply for regular bail afresh before the Trial Court.

(NISHA KHULBEY)
COURT MASTER(SH)

(CHETNA BALOONI)
COURT MASTER(NSH)