

ITEM NO.13

COURT NO.2

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

Petition(s) for Special Leave to Appeal (Crl) No(s).4981/2010

(From the judgement and order dated 05/04/2010 in CRLMB No.
28393/2008 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

SATISH KUMAR

Petitioner(s)

VERSUS

STATE OF U.P.

Respondent(s)

(With appln(s) for stay of arrest and exemption from filing O.T.)
WITH SLP(Crl) NO. 4982 of 2010
(With appln(s) for stay of arrest and exemption from filing O.T.)

Date: 31/05/2010 These Petitions were called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE C.K. PRASAD
(VACATION BENCH)

For Petitioner(s) Mr.Kunwar C.M.Khan, Adv.
 Mr. Irshad Ahmad, Adv.
 Mr.Vikas Singh, Adv.
 Mr.Rakesh Kumar Koli, Adv.

For Respondent(s)

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

These petitions are directed against two orders dated
05.04.2010 passed by the learned Single Judge of Allahabad High
Court in Criminal Miscellaneous Bail Application Nos.28393 of 2008
and 28567 of 2008 whereby he cancelled the bail granted to the
petitioner by Additional Sessions Judge-II, Jaunpur in Cases
No.212 of 2004 and 212A of 2004.

Contd.....2/-

We have heard learned counsel for the petitioner and perused
the record.

In our view, the learned Single Judge did not commit any
error by ordering cancellation of the bail granted to the
petitioner because the learned Additional Sessions Judge passed
orders in his favour under an erroneous impression that his case

was similar to other accused persons, who were granted bail.

The special leave petitions are accordingly dismissed.

However, this order shall not preclude the petitioner from moving the trial court afresh for grant of bail. If such applications are filed, the same shall be considered and disposed of by the concerned court in accordance with law.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master