

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).4633/2009

(From the judgement and order dated 25/05/2009 in CRLA No.  
953/2008 of The HIGH COURT OF U.P AT LUCKNOW)

UMESH KUMAR MISHRA Petitioner(s)

VERSUS

VIJAY SHANKAR & ANR. Respondent(s)

(With appln(s) for permission to file SLP,exemption from  
filing O.T.,stay,permission to file additional documents and  
office report ))

Date: 17/01/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.S. SIRPURKAR  
HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr.Arvind Kumar Shkula, Adv.  
Mr. Nihal Ahmad, Adv.  
Mr. Rais Farooqui, Adv.  
Ms.Shweta Rani, Adv.  
Mr. Ashiesh Kumar,Adv.

For Respondent(s) Mr. Dharmendra Kumar Sinha,Adv.  
Mr. Prakash Jha, Adv.

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

Leave granted.  
The appeal is disposed of in terms of the signed  
order.

(Shashi Sareen) (Shashi Bala Vij)  
Court Master Court Master  
(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No. 187 OF 2011  
(Arising out of SLP(Crl.) No. 4633 of 2009)

UMESH KUMAR MISRA ... Appellant(s)

Versus

VIJAY SHANKAR & ANR. ... Respondent(s)

O R D E R

1. Leave granted.

2. This appeal is directed against the order dated 25.5.2006 passed by the High Court of judicature at Allahabad, Lucknow Bench, Lucknow in Criminal Appeal No. 953 of 2008 whereby the High Court granted bail to Vijay Shankar-respondent No. 1 herein.

3. We have heard learned counsel appearing for the parties.

4. After perusing the impugned order passed by the High Court, we are of the opinion that the order passed by the High Court is a sketchy and without any reason. While granting bail, the High Court did not consider the criminal background of the accused-respondent No. 1.

5. We are not at all satisfied with the impugned order  
: 2 :

and set-aside the same. The accused-respondent No. 1 be taken into custody immediately.

6. The appeal stands disposed of accordingly.

.....J.  
(V.S.SIRPURKAR)

.....J.  
( T.S.THAKUR)

New Delhi,  
January 17, 2011.