

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). 5027/2013

(Arising out of impugned final judgment and order dated 24/05/2013
in CRLR No. 928/2013 passed by the High Court Of Judicature at
Allahabad)

USHA TOMAR

Petitioner(s)

VERSUS

STATE OF U.P & ANR.

Respondent(s)

(With appln. For permission to file addl. Documents and stay of
arrest and office report)

WITH

SLP(Crl) No. 5141/2013

(With appln.(s) for stay and Office Report)

SLP(Crl) No. 6778/2013

(With appln. for permission to file addl. documents and stay of
arrest and office report)

SLP(Crl) No. 732/2015

(With appln.(s) for permission to file additional documents and
appln.(s) for exemption from filing c/c of the impugned judgment)

SLP(Crl) No. 8866/2013

(With appln.(s) for stay of arrest and appln.(s) for raising
additional grounds and appln.(s) for permission to place addl.
documents on record and Office Report)

Date : 09/02/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR

HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s)

Mr. Adhitiye Shankar Prasad,Adv.
Ms. Ranjeeta Rohtagi,Adv.Mr. Anurag Singh,Adv.
Mr. Yadav Narender Singh,Adv.

Signature Not Verified

Ms. Bina Madhavan,Adv.

Digitally signed by

Suman Wadhwa

Date: 2015.02.10

Mr. Yash Pal Dhingra,Adv.

17:14:21 IST

Reason:

Mr. Ritesh Khatri,Adv.

For Respondent(s)

Ms. V. Mohana,Adv.
Mr. B. V. Balaram Das,Adv.

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Mr. Irshad Ahmad,AAG.
Mr. Raman Yadav,Adv.
Mr. Anurag Rawat,Adv.
Mr. Abhishth Kumar,Adv.

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

In SLP(Crl.)No. 5027/2013

Heard learned counsel for the parties.

The only question that has been raised in these petition is whether sanction is required for prosecuting the petitioner which said to have retired from service some time in October 2012. Admittedly, the charge-sheet was filed by the petitioner on 14.2.2013.

The High Court has left it open to the petitioner to raise this issue before the learned Special Judge, namely, whether sanction is required to prosecute to the petitioner.

We see that no view taken by the High Court. The special leave petition is dismissed.

The interim order stands vacated.

The petitioner may pursue the matter before the learned Special Judge.

In SLP(Crl.)Nos. 5141/2013,6778/2013,732/2015 & 8866/2013

In view of the order passed in SLP (Crl.) No.5027/2013, these special leave petitions are disposed of in the same terms.

(SUMAN WADHWA)
AR-cum-PS

(JASWINDER KAUR)
COURT MASTER