

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)... 2010

CRLMP.NO(s). 13903

(From the judgement and order dated 08/02/2010 passed (in application for anticipatory bail) by the High Court of Punjab & Haryana at Chandigarh in CRLM No. M-3648/2010)

BALBIR SINGH & ORS.

Petitioner(s)

VERSUS

SARWAN SINGH

Respondent(s)

With CRLMP. 13903/2010 (c/delay in filing SLP)

Date: 16/07/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr. Monoher Singh Bakshi, Adv.
 Mr. K.K. Baid, Adv.
 Mr. Lakhbir Singh Bakshi, Adv.
 Mr. S.S. Dahiya, Adv.
 Mr. P. Venkataraman, Adv.
 Mr. Debasis Misra, Adv.

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

Delay condoned.

Heard learned counsel for the petitioners.

No case for grant of anticipatory bail is made out.

The Special Leave Petition is dismissed.

However, we wish to reiterate that inherent in the power to grant bail is the power to grant interim bail, pending final disposal of the bail application. This is in view of Article 21 of the Constitution of India which guarantees the right of reputation to every person.

Hence, the petitioners may apply for regular bail along with an application for interim bail. If such an application is filed, the trial Court is directed to decide the interim bail application, pending final disposal of the bail application, on the same day on which it is filed and on its own merits in accordance with law. We make it clear that this shall not be taken as an expression of opinion as if we are inclined or not inclined to release the petitioners on bail.

(Rajesh Dham)
Court Master

(Indu Satija)
Court Master