

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). 4712/2011

SUSHANTA RANI ROY & ANR

Petitioner(s)

VERSUS

STATE OF WEST BENGAL & ANR.

Respondent(s)

(With application for vacating / modification of the interim order of stay and office report)

Date : 31/08/2015 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE S.A. BOBDEFor Petitioner(s) Mr. Jayant K. Sud,Adv.
Mr. Kuldip Singh,Adv.
Mr. Subhash C. Sagar,Adv.For Respondent(s) Ms. Shagun Matta,Adv.
Mr. Anip Sachthey,Adv.

Mr. Nitish Massey,Adv.
Mr. Sanjeev K. Kapoor,Adv.
M/s. Khaitan & Co.

UPON hearing the counsel the Court made the following

O R D E R

We have received the report of the Mediator and are extremely unhappy with the mediation process as it continued for about one and a half years. This is contrary to the Rules.

The Registrar General of the High Court will inform the Mediation Centre in the High Court that such a long period for mediation is unacceptable and that the Rules do not prescribe more than 90 days. Moreover, the Mediator is not expected to give any opinion in his/her mediation report.

We have heard learned counsel for the parties on the merits of the case. The investigations have been going on since 2011, yet a charge sheet has still not been filed. The petitioners have complied with the conditions imposed by the High Court while granting anticipatory bail.

Under the circumstances, we do not see any reason to interfere with the impugned order passed by the High Court.

The special leave petition is disposed of. It is made clear that the petitioners will have the benefit of the order of the High Court as long as they adhere to the conditions of anticipatory bail.

The amount of Rs.70,00,000/- deposited by the petitioners with interest, if any, should be transferred to the Trial Court and kept in a fixed deposit.

(Sapna Bisht)
Sr. P.A.

(Jaswinder Kaur)
COURT MASTER