

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. 3996/2000

(From the judgement and order dated 05/10/2000 in CRLM 18917/00  
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

N.K. JAIN

Petitioner (s)

VERSUS

UNION TERRITORY OF CHANDIGARH

Respondent (s)

( With Appln(s). for bail)  
( With Office Report )

Date : 15/12/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.T. THOMAS  
HON'BLE MR. JUSTICE R.P. SETHI

For Petitioner (s) Mr. RK Jain, Sr.Adv.  
Mr. Ranjit Kumar, Sr. Adv.  
Mr. Pradeep Faujdar, Adv.  
Mr. Rajeev Sharma,Adv.

For Respondent (s) Mr. RN Rawal, ASG  
No.1 Ms. Kamini Jaiswal,Adv.  
Ms. Shomita Bakshi,Adv.  
Mr. Swati Sinha, Adv.

For RR No.2 CBI Mr. Altaf Ahmad, ASG  
Mr. TC Sharma, Adv.  
Mr. P. Parmeswaran,Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....T.....J  
.SP2

Leave granted.  
The Criminal Appeal is disposed of.

.SP1 Hemalatha (HK Bhatia)  
Court Master

(Signed order is placed on file)

.....L.....I.....T.....T.....T.....T.....T.....T.....J

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1128/2000 @ SLP(CR.3996/2000)@@  
CC

N.K. JAIN .. APPELLANT

VERSUS

UNION OF TERRITORY OF CHANDIGARH .. RESPONDENTS

O R D E R@@  
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.SP2

Leave granted.

As the investigation had been completed and charge sheeted laid, we are not inclined to keep this appellant as an undertrial prisoner further, particularly because he was arrested on 9.5.2000 and continues in custody till today. Mr. Altaf Ahmad, learned Additional Solicitor General opposed the application by contending that appellant being former Home Secretary can influence material witnesses particularly 18 among the witnesses. He has pointed out some materials in support of the above apprehension. To alleviate the said apprehension we propose to impose some conditions on him while he is on bail.

We therefore order him to be released on bail by executing a bond for a sum of Rs.1 lakh with two solvent sureties to the satisfaction of the Trial Court. Before he is released on bail he shall surrender his passport to the Trial Court. He shall abide by further conditions as follows:-

.SP1

-2-

(1) He shall not leave the limits of Union Territory of Chandigarh and town of Panchkula without permission from the Trial Court;

(2) He shall report to the DSP, CBI at Chandigarh during the forenoon of all alternate Mondays until further orders;

(3) He shall not try to influence the witnesses or tamper with the evidence either directly by himself or through anybody else;

(4) He shall not cause any impediment in the progress of the trial.

.SP2

Appeal is disposed of accordingly.

.SP1

.....J  
(K.T.Thomas)

New Delhi,  
Dated 15th December, 2000

.....J  
(R.P.Sethi)