



ITEM NO.15

COURT NO.7

SECTION II-A

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

SPECIAL LEAVE PETITION (CRIMINAL) Diary No.19102/2026

[Arising out of impugned final judgment and order dated 08-12-2025 in IA No. 15605/2025 in Cr. Appeal (DB) No.510 of 2023 passed by the High Court of Jharkhand at Ranchi]

SHASHI KANT KUMAR

Petitioner(s)

VERSUS

STATE OF JHARKHAND & ANR.

Respondent(s)

IA No. 104069/2026 - CONDONATION OF DELAY IN FILING
IA No. 104071/2026 - EXEMPTION FROM FILING C/C OF THE
IMPUGNED JUDGMENT, IA No. 104072/2026 - EXEMPTION FROM
FILING O.T.

Date : 17-04-2026 This matter was called on for
hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE VIJAY BISHNOI

For Petitioner(s) : Ms. Meera Kaura, AOR
Mr. Tejas Patel, Adv.
Mr. Vikash Vadit, Adv.
Ms. Ritika Saini, Adv.
Ms. Zainab Hussain, Adv.
Ms. Preeti Chauhan, Adv.
Mr. Prince Goyal, Adv.
Mr. Yash Vardhan, Adv.
Mr. Pawan Aneja, Adv.
Mr. Akshay, Adv.

For Respondent(s) : Mr. Anando Mukherjee, AOR
Mr. Dev Aaryan, Adv.
Mr. Mohd. Abran Khan, Adv.

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

1. Delay condoned.
2. It appears from the materials on record that the petitioner was put to trial in the Court of the Additional Sessions Judge-VI-cum-Special Judge, SC/ST Act, Hazari Bagh in SC/ST No.1000055 of 2019 for the offence of murder punishable under Sections 364, 302, 201 and 120B read with 34, respectively, of the Indian Penal Code, 1860 (for short "the IPC") and Section 3(2) (v) of the SC/ST

(P.O.A.) Act.

3. At the end of the trial, the petitioner and the other three co-accused were held guilty of the alleged crime. They were sentenced to undergo life imprisonment with fine.

4. It appears that being dissatisfied with the judgment and order of conviction and sentence passed by the Trial Court, the petitioner went before the High Court by filing Criminal Appeal No. 510 of 2023. The criminal appeal has been admitted and is awaiting final hearing.

5. In the criminal appeal preferred by the petitioner, an interim application was filed by the petitioner praying for suspension of the substantive order of sentence of life imprisonment and release on bail pending the final disposal of his criminal appeal. The High Court declined to suspend the substantive order of sentence.

6. In such circumstances, referred to above, the petitioner is here before us with the present petition.

7. We heard Ms. Meera Kaura Patel, the learned counsel appearing for the petitioner-convict and Mr. Anando Mukherjee, the learned counsel appearing for the State.

8. We take notice of the fact that the petitioner is undergoing sentence past almost six years. The entire case of the prosecution hinges on circumstantial evidence. Prima facie, the only piece of incriminating circumstance against the petitioner is in the form of discovery of the skeleton of the deceased at the instance of the petitioner under Section 27 of the Evidence Act.

9. We also take notice of the fact that it is the case of the prosecution that there was a criminal conspiracy hatched between the accused

persons. The three co-accused who also stood convicted by the Trial Court have already been released on bail by the High Court in their respective appeals.

10. In such circumstances, referred to above, we suspend the substantive order of sentence passed by the Trial Court and order that the petitioner be released on bail forthwith, subject to terms and conditions that the Trial Court may deem fit to impose pending the final disposal of his Criminal Appeal.

11. With the aforesaid, this Special Leave Petition stands disposed of.

12. Pending application(s), if any, stands disposed of.

(CHANDRESH)
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)
COURT MASTER (NSH)