

ITEM NO.55

COURT NO.15

SECTION II

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). 6085/2026

[Arising out of impugned judgment and order dated 01-04-2026 in CRMBA No. 6464/2021 passed by the High Court of Judicature at Allahabad]

VIPUL KUMAR GUPTA

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH

Respondent(s)

FOR ADMISSION, IA No. 104086/2026 - EXEMPTION FROM FILING O.T.

Date : 07-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RAJESH BINDAL

HON'BLE MR. JUSTICE VIJAY BISHNOI

For Petitioner(s) Ms. Amrita Sarkar, AOR  
Mr. Vivek Singh, Adv.  
Mr. Ashish Kumar Singh, Adv.  
Mr. Gitesh Sinha, Adv.  
Mr. Kartik Gupta Adv.  
Ms. Kirti Mewar, Adv.

For Respondent(s) Ms. Srishti Singh, AOR\*

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

1. Learned counsel for the petitioner submitted that earlier the SLP(Crl.)No.3010/2021 filed by the petitioner was disposed of on 24.08.2022 while granting him benefit of interim bail till such time his application for regular bail is decided by the High Court. Vide common order passed on that day i.e. 24.08.2022, SLP(Crl.)No.2312/2020 filed by Shikher Bhandari was also decided.

2. Subsequently, a Miscellaneous Application (No.1573/2022) was filed in SLP(Crl.)No.2312/2020 and *vide* order dated 12.09.2022, the earlier order passed in his favour on 24.08.2022 was recalled and SLP(Crl.)No.2312/2020 was disposed of. The same has no bearing on the case of the petitioner as his petition had been disposed of earlier.

3. The High Court erroneously considered the order passed in aforesaid Miscellaneous Application filed in SLP(Crl.)No.2312/2020 while directing the petitioner to surrender by opining that the interim stay granted in his favour had been vacated.

4. After hearing learned counsel for the parties, we find that the argument as addressed by the learned counsel for the petitioner is born out from the record. There is no order passed by this Court vacating or modifying the order dated 24.08.2022 passed in favour of the petitioner granting him stay of arrest till such time his petition for grant of regular bail is decided by the High Court. Further, it had been pointed out that the regular bail application of the petitioner is pending in the High Court.

5. Considering the aforesaid facts, the order passed by the High Court on 01.04.2026 directing the petitioner to surrender within one week from that date of order is erroneous and deserves to be set aside.

6. Ordered accordingly.

7. The interim stay of arrest, as granted to the petitioner by this Court on 24.08.2022, will continue till such time his regular bail application is decided by the High Court.

8. With these observations, the Special Leave Petition is disposed of.

9. Pending application(s), if any, shall also stand disposed of.

(NIRMALA NEGI)  
ASTT. REGISTRAR-cum-PS  
\*appearance not given

(MANOJ KUMAR)  
COURT MASTER (NSH)