

SUPR EME COUR T OF I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).5294/2009

(From the judgement and order dated 01/07/2009 in CRIMINAL PETITION
No. 2710/2009 of The HIGH COURT OF KARNATAKA AT BANGALORE)

SUVAKKA & ORS.

Petitioner(s)

VERSUS

STATE OF KARNATAKA

Respondent(s)

(With appln(s) for directions)

Date: 10/08/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)

Mr. Girish Ananthamurthy, Adv.for

Mrs. Vaijayanthi Girish,Adv.

UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the petitioners.

No case for grant of anticipatory bail is made out. The Special Leave Petition is dismissed. However, we have held in many decisions that the power to grant regular bail includes the power to grant interim bail, pending final disposal of the regular bail application. This is in view of Article 21 of the Constitution of India. We reiterate the same view in this case as well. The petitioners may apply for regular bail along with an application for interim bail. If the petitioners do so, then the trial Court is directed to decide the interim bail application on the same day on which it is filed on its own merits in accordance with law, pending the regular bail application.

(Parveen Kr. Chawla)
Court Master(Indu Satija)
Court Master