

Z

SLP(Crl.)No. 794 OF 2001

.PL70

ITEM No.50

Court No.10

SECTION II
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No. 794/2001

(From the judgement and order dated 27/07/2000 in CRLM 634/99
of The HIGH COURT OF DELHI AT N. DELHI)

NARCOTICS CONTROL BUREAU

Petitioner (s)

VERSUS

ATUL B. KOHLI

Respondent (s)

(With Appln(s). for stay)

Date : 16/04/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s) Ms. Binu Tamta, Adv.
Ms. Sushma Suri, Adv.

For Respondent (s) Mr. RK Jain, Sr. Adv.
Mr. Mukesh K. Giri, Adv.

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

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

Heard learned counsel for the parties.

It is submitted that in pursuance to the order passed by this Court the respondent has already surrendered and he is in judicial custody. The impugned order passed by the High Court releasing the respondent on bail is set aside. Learned counsel for the respondent submits that respondent may be permitted to file fresh application for releasing him on bail. The permission is granted. The appropriate court would decide the respondent's bail application, if filed, in accordance with law. The learned counsel for the respondent has stated that for decision of bail application respondent would not raise the contention that Narcotic Control Bureau has no authority to prosecute the respondent.

Accordingly this petition stands disposed of.

.SP1

(D.L. Chugh)
Court Master

(R.K. Kumar)
Court Master