

ITEM NO.49

COURT NO.9

SECTION IIA

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(s).5865/2008

(From the judgement and order dated 12/05/2008 in CRLM No.
8540/2008 of The HIGH COURT OF PATNA)

SANJAY KUMAR SINGH @ P.K.SINGH Petitioner(s)

VERSUS

STATE OF BIHAR Respondent(s)

(With appln(s) for stay and office report)

Date: 28/08/2009 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. Nagendra Singh, Sr. Adv.
Mr. Shantanu Sagar, Adv.
Mr. Smarhar Singh, Adv.
Mr. Abhishek Singh, Adv.for
Mr. T. Mahipal,Adv.

For Respondent(s) Ms. Vimla Sinha, Adv.for
Mr. Gopal Singh,Adv.

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

Leave granted.

The Appeal is allowed in terms of the signed order.

(Parveen Kr. Chawla)
Court Master

(Indu Satija)
Court Master

[Signed Order is placed on the File]
IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1644 OF 2009
(Arising from SLP(CRL) No.5865/2008)

Sanjay Kumar Singh @ P.K.Singh ..Appellant

versus

State of Bihar ..Respondent

O R D E R

Leave granted.

This Appeal has been filed against the impugned order of the High Court of Judicature at Patna dated 12.05.2008 passed in Criminal Misc. No.8540 of 2008.

On the facts of the case, we are of the opinion that the appellant should be allowed to examine the handwriting expert and his application for that purpose has been wrongly rejected.

Accordingly, we allow this appeal and set aside the impugned order of the High Court and direct that the appellant shall be allowed to examine the handwriting expert. We direct that the trial shall be completed expeditiously.

.....J.
[MARKANDEY KATJU]

NEW DELHI;J.
AUGUST 28, 2009. [ASOK KUMAR GANGULY]