

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

Item No.37+51 :

Petition(s) for Special Leave to Appeal (Crl.) No(s).5438/2012

(From the judgement and order dated 13/07/2012 in CRM No.10021/2012  
of The HIGH COURT OF CALCUTTA)

STATE OF WEST BENGAL

Petitioner(s)

VERSUS

LAKSHMAN SETH

Respondent(s)

(With appln(s) for stay,permission to file additional documents and office  
report)

WITH

SLP(Crl.)No.7152/2013

(With appln. for directions and office report)

AND

Item No.38 :

SLP(Crl.)No.3343/2012

KANAIALAL BHUNIYA & ANR.

Petitioner(s)

VERSUS

STATE OF WEST BENGAL

Respondent(s)

(With appln(s) for stay,exemption from filing proof of surrender and  
office report)

WITH

SLP(Crl.)No.7492/2012

(With office report)

Date: 20/09/2013 These Petitions were called on for hearing today.

..2/-

.2.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE  
HON'BLE MR. JUSTICE DIPAK MISRA

For Petitioner(s) Mr. L. Nageshwar Rao,Sr.Adv.  
SLP(Crl.)No.5438/12 Mr. Anip Sachthey,Adv.  
Mr. Kabir Shankar Bose,Adv.

SLP(Crl.)Nos.3343&  
7492 of 2012

Mr. M.N. Krishnamani, Sr. Adv.  
Mr. Rajdeep Majumdar, Adv.  
Mr. Ranjan Mukherjee, Adv.  
Mr. Mangaljit Mukherjee, Adv.

SLP(Crl.)No.7152/13

Mr. Mukul Rohtagi, Sr. Adv.  
Mr. Naginder Rai, Sr. Adv.  
Mr. R.S. Suri, Sr. Adv.  
Mr. Rahul Malhotra, Adv.  
Mr. Rohit K. Aggarwal, Adv.  
Ms. Pallavi Tayal, Adv.  
For Mr. Amarjit Singh Bedi, Adv.

For Respondent(s)  
SLP(Crl.)Nos.5438  
/12

Mr. Mukul Rohtagi, Sr. Adv.  
Mr. Naginder Rai, Sr. Adv.  
Mr. R.S. Suri, Sr. Adv.  
Mr. Rahul Malhotra, Adv.  
Mr. Rohit K. Aggarwal, Adv.  
for Mr. Amarjit Singh Bedi, Adv.

State of W.B. Mr. Anip Sachthey, Adv.

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

SLP(Crl.)Nos.5438, 7152/13 & 7492/12 :  
Leave granted.  
The appeals are disposed of as allowed in terms of the signed  
order.  
SLP(Crl.)No.3343/12 :  
De-tagged.  
List this matter on 4th October, 2013.

| (Sarita Purohit) | | (Sneh Bala Mehra) |  
| Court Master | | Court Master |

(Signed order is placed on the file)  
IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1514 OF 2013  
(Arising out of SLP(Crl.)No.5438 of 2012)

STATE OF WEST BENGAL ... APPELLANT

VS.

LAKSHMAN SETH ... RESPONDENT

WITH Crl.A.NO.1515/2013 @ SLP(Crl.)No.7152/2013  
AND Crl.A.NO.1516/2013 @ SLP(Crl.)No.7492/2012

O R D E R

Leave granted.

We have heard the learned counsel appearing for the parties.

Looking at the facts of the case, we direct that the order dated 13th July, 2012, whereby bail has been granted to the Respondent, shall be modified as under :

The Respondent shall not be permitted to enter the territorial limits of four districts, namely, (i) Purba Midnapore; (ii) Paschim Midnapore; (iii) Purulia; and (iv) Bankura.

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Instead of reporting thrice a week to the Investigating Officer, the Respondent shall report to the Special Superintendent of Police, CID, Bhawani Bhawan, Kolkata, every Friday between 9.00 a.m. and 12.00 noon.

The Respondent shall be permitted to visit the place where he has to file his nomination papers for contesting election, as a Member of Parliament from Tamluk constituency but before going to Tamluk, he shall give intimation to the Special Superintendent of Police, CID, about the date and time when he would be visiting the said office. The Respondent shall also attend the Court as and when he is supposed to appear before the Court in the course of the criminal trial.

We direct the trial court, i.e, the District & Sessions Judge, Purba Midnapore, Tamluk, to conduct trial of Sessions Case No.308(10)12 on day-to-day basis, and dispose of the same as expeditiously as possible and preferably within six months after splitting the case if any of the accused is absconding and due to their absence it is not possible to conduct the trial.

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With the aforesaid modification, the appeals are disposed of as allowed to the above extent.

.....J.  
[ANIL R. DAVE]

.....J.  
[DIPAK MISRA]

New Delhi;  
September 20, 2013.