

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).7753/2010

(From the judgement and order dated 09/07/2010 in CRLMB No. 17454/2010 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

TEK CHAND

Petitioner(s)

VERSUS

STATE OF UP AND ANR

Respondent(s)

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

WITH SLP(Crl) NO. 5820 of 2010

(With appln. for stay and permission to file rejoinder affidavit and permission to file affidavit and office report)

SLP(Crl) NO. 7993 of 2010

(With appln. for exem. from filing OT, stay and office report)

Date: 28/02/2011      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI  
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s)

Mr. N.Rai, Sr. Adv.  
Mr. Abhinav Jain, Adv.  
Ms. Shikha Sapra, Adv.  
Mr. Sushil Shukla, adv.  
Mr. Avinash, Adv.  
Ms. Abha R. Sharma, Adv.

For Respondent(s)

Mr. Anoop G. Chaudhary, Sr. Adv.  
Mr. V.K. Shukla, Adv.  
Mr. Varinder Kumar Sharma, Adv.

Mr. A.B. Kanade, Sr. Adv.  
Mr. Shailendra Singh, Adv.  
Mr. Rajesh Kumar, Adv.

Mr. Ratnakar Dash, Sr. Adv.  
Mr. Rajeev K. Dubey, Adv.  
Mr. Kamalendra Mishra, Adv.

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

Leave granted.

The appeals are disposed of.

[SUMAN WADHWA]  
COURT MASTER

[VINOD KULVI]  
COURT MASTER

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL NO.      580      OF 2011

(Arising out of SLP(Crl.)No. 7753/2010)

TEK CHAND

.. APPELLANT(S)

vs.

STATE OF U.P. & ANR.

.. RESPONDENT(S)

WITH

CRIMINAL APPEAL NO.  
(Arising out of SLP(Crl.)No.

582 OF 2011  
7993/2010)

AND

CRIMINAL APPEAL NO.  
(Arising out of SLP(Crl.)No.

581 OF 2011  
5820/2010)

O R D E R

We have heard the learned counsel for the State.

Leave granted.

We are of the opinion that the High court order in

this case was completely unjustified. We accordingly set it

aside. We need not say any thing more as it might prejudice

the outcome of the trial.

We are told that the statements

under Section 313 of the Cr.P.C. of the accused have been

recorded and the trial is at the final stage. We

accordingly direct the Trial court to complete the

proceedings within three months from the date a copy of

this order is produced before it.

The appeals are allowed.

.....J.  
(HARJIT SINGH BEDI)

.....J.  
(CHANDRAMAULI KR. PRASAD)

New Delhi,  
February 28, 2011.