

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(s). 2120 OF 2014

(arising out of S.L.P. (Cr1.) No. 6387 of 2011)

JAI NARAIN

... APPELLANT(S)

VERSUS

STATE OF HARYANA & ANR.

...RESPONDENT(S)

O R D E R

Leave granted.

Heard learned senior counsel appearing on behalf of the parties and learned counsel appearing on behalf of the intervenor-complainant.

Perused the Order dated 19.09.2011 passed by this Court, which reads thus:

"Issue notice, returnable six weeks hence.

In the meantime, the petitioner is not to be arrested in connection with FIR No. 127 dated 1.3.2011, under Sections 420, 467, 468, 471 IPC, P.S. Civil Lines, Gurgaon, Haryana."

The appellant had the benefit of anticipatory bail upto now. The chargesheet had been filed. The contention urged by learned senior counsel appearing on behalf of the respondent-State of Haryana is that in the counter affidavit in Para 9 it is categorically stated that the appellant is a proclaimed offender and not attending the court proceedings in the case in respect of which the anticipatory bail is granted to him.

Since this Court has granted anticipatory bail to the appellant and the same is continuing for the last more than three years, at this stage, it may not be proper for this Court to vacate the same and, therefore, the aforesaid order is made absolute subject to the condition that if, the appellant does not appear before the trial court or misuses the anticipatory bail, the respondent-State is at liberty to file an application seeking cancellation of the same before the trial court. If such an application is filed, that may be considered in accordance with law.

With the aforesaid observations, the appeal is disposed of.

.....J.  
(V. GOPALA GOWDA)

.....J.  
(ADARSH KUMAR GOEL)

NEW DELHI,  
SEPTEMBER 23, 2014

ITEM NO.11

COURT NO.14

SECTION IIB

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 6387/2011  
(Arising out of impugned final judgment and order dated 26/07/2011  
in CRM No. 20086/2011 passed by the High Court Of Punjab & Haryana  
At Chandigarh)

JAI NARAIN

Petitioner(s)

VERSUS

STATE OF HARYANA &amp; ANR.

Respondent(s)

(With appln. (s) for anticipatory bail and exemption from filing  
O.T. and permission to file additional documents and permission to  
place addl. documents on record and office report)

Date : 23/09/2014 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE V. GOPALA GOWDA  
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s) Mr. B. Prabhu S. Patil, Sr. Adv.  
Mr. Rajendra Singhvi, Adv.  
Mr. K.K.L. Gautam, Adv.  
Ms. Madhurima Tatia, Adv.

For Respondent(s) Mr. B.S. Mor, Adv.  
Mr. R. C. Kaushik, Adv.  
  
Mr. Neeraj Jain, Sr. Adv.  
Mrs. Santosh Singh, Adv.  
Ms. Sharda Hooda, Adv.  
Ms. Bhanita, Adv.  
Mr. Rakesh K. Mudgal, Adv.  
Mr. Dinesh Mudgal, Adv.

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

Leave granted.

The appeal is disposed of in terms of the signed order.

(S.K. RAKHEJA)  
COURT MASTER

(MALA KUMARI SHARMA)  
COURT MASTER

(Signed order is placed on the file)

