

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).7155/2008

(From the judgement and order dated 20/08/2008 in SBCRM No. 2325/2008 of
The HIGH COURT OF RAJASTHAN AT JODHPUR)

GORDHAN SINGH

Petitioner(s)

VERSUS

STATE OF RAJASTHAN

Respondent(s)

(With appln(s) for exemption from filing O.T.,stay of arrest and office report))

Date: 16/02/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. H.D.Thanvi, Adv.
Mr. Sarad Kumar Singhania,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

Heard.

We are not inclined to accept the prayer for protection in terms of Section 438 Cr.P.C. The special leave petition is, accordingly dismissed. However, if the petitioner surrenders before the concerned court and moves for bail, the Court would do well to dispose of the application on the day it is presented. Needless to say that before the application for bail is moved, the prosecuting agency shall be given intimation as to the date on which the bail application is proposed to be moved. Our rejecting prayer to extend the benefit in terms of Section 438 Cr.P.C. shall not be construed as if we have expressed any opinion on the merits of the case

(Shashi Sareen) (Shashi Bala Vij)
Court Master Court Master