~ITEM NO.11 COURT NO.7 SECTION II

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).6792/2009

(From the judgement and order dated 10/08/2009 in CRMWP No. 15958/2009 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

NARAIN DUTT PANDEY Petitioner(s)

VERSUS

STATE OF U.P.& ORS. Respondent(s)

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

WITH SLP(Crl) NO. 7103 of 2009
(With appln.(s) for stay of arrest and exemption fkrom filing O.T.
And permission to place addl. Documents on record and office report)

Date: 19/10/2009 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)
Mr. Sshashindra Tripathi, Adv.
Mrs. Sharad Tripathi, Adv.
Mrs. Pratibha Sharma, Adv.
Mr. Debasis Misra,Adv.

Mr. Rameshwar Prasad Goyal, Adv.
Ms. Tania Singh, Adv.
Ms. Gauri Gupta, Adv.

For Respondent(s)
Ms. Mona Rajvanshi,Adv.
Mr. Anurag Kashyap, Adv.

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

Heard learned counsel for the petitioners in both the matters.

We see no reason to interfere with the impugned order.

...2/-

However, the petitioners may apply for regular bail before the Court concerned. We have made it clear on a number of occasions that the power to grant regular bail includes the power to grant interim bail pending final disposal of the regular bail application. This power is inherent in the power to grant bail, particularly in view of Article 21 of the Constitution of India. Hence, if the present petitioners apply for regular bail before the Court concerned, they may also file an application for interim bail, which application shall be decided on the same day on which it is filed, pending disposal of the regular bail application.

The Special Leave Petitions are disposed of accordingly.

(Sukhbir Paul Kaur)
Court Master

(Vinod Kulvi)
Court Master