

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).7552/2010  
(From the judgement and order dated 12/08/2010 in CRLMA No.  
371/2008 of The HIGH COURT OF UTTARAKHAND AT NAINITAL)

RAJENDRA SINGH

Petitioner(s)

VERSUS

STATE OF UTTARAKHAND &amp; ANR.

Respondent(s)

(With appln(s) for ex-Parte stay,exemption from filing O.T.)

Date: 10/09/2010 This Petition was called on for mentioning today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU  
HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr. Amit Anand Tiwari,Adv.

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

Heard learned counsel for the petitioner.

No case for quashing of proceedings in case No. 137  
of 2008 is made out.

The Special Leave Petition is dismissed. However, we wish to reiterate that inherent in the power to grant bail is the power to grant interim bail, pending final disposal of the bail application. This is in view of Article 21 of the Constitution of India which guarantees the right of reputation to every person.

Hence, the petitioner may apply for regular bail along with an application for interim bail. If such an application is filed, the trial Court is directed to decide the interim bail application, pending final disposal of the bail application, on the same day on which it is filed and on its own merits in accordance with law. We make it clear that this shall not be taken as an expression of opinion as if we are inclined or not inclined to release the petitioner on bail.

(Parveen Kr. Chawla) (Indu Satija)  
Court Master Court Master