



ITEM NO.20

COURT NO.1

SECTION II-D

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 (CrI.) No(s).1422/2025

[Arising out of impugned final judgment and order dated 13-11-2024 in BA No.4110/2024 passed by the High Court of Delhi at New Delhi]

MAHESH KHATRI @ BHOLI

Petitioner(s)

VERSUS

STATE NCT OF DELHI

Respondent(s)

FOR ADMISSION

IA No. 25948/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
WITH
SLP(CrI) No. 8799/2025 (II-D)

MD. HEYDAITULLAH

Petitioner(s)

VERSUS

NATIONAL INVESTIGATION AGENCY

Respondent(s)

IA No. 129923/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
SLP(CrI) No. 4276/2025 (II-A)

KAILASH RAMCHANDANI

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA AND ANR.

Respondent(s)

IA No. 55791/2025 - EXEMPTION FROM FILING O.T.
IA No. 55789/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES
IA No. 55787/2025 - PERMISSION TO FILE LENGTHY LIST OF DATES

Date : 06-01-2026 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE JOYMALYA BAGCHI

For Petitioner(s) Mr. Trideep Pais, Sr. Adv.

Ms. Sanya Kumar, Adv.
Ms. Saloni Ambastha, Adv.
Mr. Harsh Jain, Adv.
Ms. Sakshi Jain, Adv.
Ms. Ankita Gupta, AOR

Mr. Ishan Kapoor, Adv.
Ms. Joshini Tuli, Adv.
Mr. Joginder Tuli, Adv.
Mrs. Gargi Khanna, AOR

Mr. Kartik Murukutla, Adv.
Mr. Farrukh Rasheed, AOR
Mr. Abu Bakr Sabbaq, Adv.
Ms. Shifa, Adv.

For Respondent(s) Ms. Aishwarya Bhati, A.S.G.
Mr. Sagar Bhandare, Adv.
Ms. Manisha C., Adv.
Ms. Ruchi Kholi, Adv.
Mr. Bhuvan Kapoor, Adv.
Mr. Raman Yadav, Adv.
Ms. Chitrangda Rashtravara, Adv.
Mr. Gyanendra Singh, Adv.
Mr. Digvijay Dam, Adv.
Mr. Anmol Chandan, Adv.
Mr. Rohit Khare, Adv.
Mr. Arvind Kumar Sharma, AOR
Mr. G.Siddi Ramulu, Adv.

Mr. Satya Darshi Sanjay, A.S.G.
Ms. Indira Bhakar, Adv.
Mr. Santosh Ramdurg, Adv.
Mr. Shreekant Neelappa Terdal, AOR
Mr. Piyush Beriwal, Adv.
Mr. Raman Yadav, Adv.
Ms. Sunanda Shukla, Adv.
Mr. Jagdish Chandra, Adv.
Mr. K. Kolwar, Adv.
Mr. Shubham Prakash Mishra, Adv.
Mr. Shubh Sharma, Adv.
Mr. Mukesh Kumar Maroria, AOR

Mr. Aniruddha Deshmukh, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR
Mr. Shrirang B. Varma, Adv.

Ms. Swati Ghildiyal, AOR
Mr. Nimesh Bhatt, Adv.

Mr. Jayant Mohan, AOR

Mr. Kanhaiya Singhal, Adv.

Mr. Prasanna, Adv.

Mr. Ajay, Adv.

Ms. Nivedita Tiwari, Adv.

Mr. Kanav, Adv.

Ms. Vani Singhal, Adv.

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

SLP (Crl.) No(s).1422/2025

1. Counsel for the parties jointly state that the petitioner has since been acquitted by the Trial Court vide judgment dated 04.07.2025, passed in Sessions Case No.112/2022.
2. As such, the instant petition has been rendered infructuous and the same stands disposed of as such.
3. As a result, the pending interlocutory application also stands disposed of.

SLP (Crl.) No(s).8799/2025

1. The petitioner has been in custody since October, 2022. The trial is yet to formally commence as the arguments on framing charges are going on, and for that purpose, the case is now listed from 05.02.2026 to 07.02.2026. On a further query, we are informed that, as per the chargesheet, the prosecution proposes to examine 125 witnesses.
2. It is also not in dispute that the designated court before which the trial is pending has several other pending trials also. In this scenario, it may be far-fetched to presume that the trial will be concluded within a year or so. The inordinate delay in the conclusion of the trial would give rise to a legitimate submission on behalf of the petitioner to release him on bail, for he cannot be kept in custody indefinitely.
3. It is in such like eventual backdrop that this Court is separately considering a proposal for the establishment of Special Courts where trial can be conducted on a day-to-day basis. That matter is coming up for hearing on 10.02.2026.

4. It seems to us that while a larger issue of establishing designated courts on Pan-India basis as well as the issue re: apportionment of expenditure for establishment or recurring expenditure, between the Union of India and the State Governments, would be examined in that matter, the instant case can be dealt with separately if the Union of India or the Government of NCT of Delhi agrees to set up one Special Court with full logistic support (in addition to the already sanctioned cadre strength of Delhi Higher Judicial Services) so that a dedicated Court to deal with such like cases on day-to-day basis can be made functional.

5. Learned Additional Solicitor General of India seeks and is granted one week's time to have instructions in that regard.

6. Post the matter for further hearing on 21.01.2026.

SLP(CrI) No. 4276/2025

1. The petitioner is one of the accused in CR No.19/2019, registered at P.S. Purada, Gadchiroli for the alleged offences punishable under Sections 302, 353, 143, 147, 148, 149, 120B, 427 of the IPC, Section 5 read with 28 of the Arms Act; Sections 4 and 5 of Indian Explosives Act, Section 135 of the Maharashtra Police Act and Sections 16, 18, 20 and 23 of the Unlawful Activities (Prevention) Act (UAPA). The allegations are that the petitioner has sold wires, etc. and other incriminating materials to the Naxalites. The petitioner was arrested on 29.06.2019. It seems that the petitioner's co-accused sought discharge under MCOCA, and their application was allowed, but those orders have been eventually set aside by this Court, and the charges under MCOCA have been restored. As a result, the charges could be framed only in the month of May, 2024 and then in October, 2025. The prosecution proposes to examine 146 witnesses, of which only one witness has been examined so far.

2. The conclusion of the trial, in such circumstances, will take a reasonably long time.

3. The petitioner does not have other criminal antecedents.

It seems to us that, subject to such conditions which may ensure that the petitioner does not misuse the concession of bail, he can be released on bail with liberty to the concerned Authorities to closely monitor and observe his activities.

4. Consequently, without going into the merits of the case at this stage, the petitioner is directed to be released on bail on furnishing bail bonds to the satisfaction of the Trial Court, and further subject to the following conditions:

(i) The petitioner shall stay at Gurunanak Niwas, Ram Nagar, Kurkheda, Gadchiroli and shall not leave his native place without prior permission of the Trial Court except for attending the trial.

(ii) The petitioner shall regularly report to the Police Station Purada, Gadchiroli. He shall also give his mobile number to the Police Authorities to contact him.

(iii) The petitioner or his counsel will not delay the trial, and they shall not make any request for adjournment for cross-examination of the witnesses or otherwise.

(iv) The petitioner shall not make any direct or indirect attempt to contact the witnesses.

5. If it is found that the petitioner has violated any of the above-mentioned conditions or he is attempting to re-establish his alleged contact with the co-accused or their organisations, it is made clear that the bail granted to him today by this Court shall be liable to be cancelled.

6. The Special Leave Petition stands disposed of accordingly.

7. As a result, the pending interlocutory applications also stand disposed of.

(SATISH KUMAR YADAV)
ADDITIONAL REGISTRAR

(PREETHI T.C.)
ASSISTANT REGISTRAR