

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL NO.(S).2470 OF 2014  
(Arising out of SLP(Crl.) No(s).2563 of 2012)

NARENDRA PRASAD PANDEY  
Appellant(s)

Ap

VERSUS

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

Re

## O R D E R

Leave granted.

This appeal arises out of an order dated 20th December,

2011 passed by the High Court of Judicature at Allahabad

whereby Criminal Misc. Writ Petition No.24111 of 2011 filed by the appellant, for a writ of certiorari quashing FIR No.756 of 2011 registered against the appellant at Police Station Rampur

Karkhana, District Deoria, Uttar Pradesh, for an offence

punishable under Section 409 of the Indian Penal Code has been dismissed.

When this petition initially came up for preliminary

hearing before this Court on 30th March, 2012, we had issued

notice to the respondents limited to the question of grant of

protection to the appellant against arrest as he was and

continues to be a public servant.

We had, pending further

her

orders, protected the appellant against arrest in connection

Signature Not Verified

with the case aforementioned.

Digitally signed by

Mahabir Singh

Date: 2014.11.26

18:19:18 IST

Reason:

We are today informed by learned counsel for the parties

that upon completion of an investigation in the case,

aforementioned, a proper charge-sheet has already been filed by

the investigating officer before the court concerned. In that view, therefore, we see no reason to keep the present appeal pending before this Court. While affirming the order passed by the High Court declining to quash the FIR in-question, we direct that the appellant-Narendra Prasad Pandey shall be enlarged on bail, subject to his furnishing bail bonds in a sum of Rs.20,000/- (Rupees Twenty Thousand) with two sureties in the like amount to the satisfaction of the trial court concerned.

With the above direction, this appeal is disposed of in modification of the order passed by the High Court.

.....J  
(T.S. THAKUR)

.....J  
(ADARSH KUMAR GOEL)

NEW DELHI  
DATED 24th NOVEMBER, 2014.

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ITEM NO.29

COURT NO.2

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). 2563/2012

(From the Judgment and order dated 20/12/2011 in Crl.M.W.P. No.24111/2011 of the HIGH COURT OF JUDICATURE AT ALLAHABAD)

NARENDRA PRASAD PANDEY

Petitioner(s)

VERSUS

STATE OF U.P.& ORS.

Respondent(s)

(with appln. (s) for c/delay in filing SLP and stay and office report)

Date : 24/11/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR  
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s) Mr. Manish Shanker Srivastava,Adv.  
Ms. Minakshi Vij,Adv.

For Respondent(s)      Mr. M. R. Shamshad,Adv.  
                                 Mr. Vivek Vishnoi,Adv.

UPON hearing the counsel the Court made the following

O R D E R

Delay condoned. Leave granted.

In terms of the signed order, the appeal is disposed of:

"...While affirming the order passed by the High Court declining to quash the FIR in-question, we direct that the appellant-Narendra Prasad Pandey shall be enlarged on bail, subject to his furnishing bail bonds in a sum of Rs.20,000/- (Rupees Twenty Thousand) with two sureties in the like amount to the satisfaction of the trial court concerned.

With the above direction, this appeal is disposed of in modification of the order passed by the High Court."

(MAHABIR SINGH)  
COURT MASTER

(VEENA KHERA)  
COURT MASTER

(Signed order is placed on the file)