



ITEM NO.2

COURT NO.15

SECTION II

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 1770/2023

(Arising out of impugned final judgment and order dated 15-12-2022 in CRLA No. 513/2016 passed by the High Court Of Judicature At Allahabad, Lucknow Bench)

VIJENDRA SINGH & ORS.

Petitioner(s)

VERSUS

STATE OF UP

Respondent(s)

(IA No. 9061/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT; IA No. 32622/2023 - EXEMPTION FROM FILING O.T.

IA No. 9064/2023 - EXEMPTION FROM FILING O.T.

IA No. 32621/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(Cr1) No. 1771/2023 (II)

(IA No. 10181/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT; IA No. 10183/2023 - EXEMPTION FROM FILING O.T.)

SLP(Cr1) No. 1772/2023 (II)

(IA No. 11555/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT; IA No. 11558/2023 - EXEMPTION FROM FILING O.T.)

SLP(Cr1) No. 1773/2023 (II)

(IA No. 40967/2023 - EXEMPTION FROM FILING O.T.

IA No. 13574/2023 - EXEMPTION FROM FILING O.T.

IA No. 40964/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(Cr1) No. 2656/2023 (II)

(IA No. 28315/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT; IA No. 28317/2023 - EXEMPTION FROM FILING O.T.)

SLP(Cr1) No. 2657/2023 (II)

SLP(Cr1) No. 3715/2023 (II)
(IA No.58202/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.58208/2023-EXEMPTION FROM FILING O.T.)

SLP(Cr1) No. 3802/2023 (II)
(IA No.59544/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.59548/2023-EXEMPTION FROM FILING O.T.)

SLP(Cr1) No. 3815/2023 (II)
(IA No.59729/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT and IA No.59732/2023-EXEMPTION FROM FILING O.T.)

Date : 18-05-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE RAJESH BINDAL

For Petitioner(s) Mr. P. V. Yogeswaran, Adv.
Mr. Babul Kumar, Adv.
Mr. Ashish Kumar Upadhyay, Adv.
Mr. Randheer Singh, Adv.
Mr. N. B. V. Srinivasa Reddy, Adv.
Mr. Akshat Srivastava, AOR

Mr. R. Balasubramanian, Sr. Adv.
Mr. Karunakar Mahalik, AOR
Ms. Gitanjali Sharma, Adv.
Mr. Manoj Kumar, Adv.
Mr. Ashok Sharma, Adv.
Mr. Rajeev Kumar Ranjan, Adv.
Mr. Sarbendra Kumar, Adv.

Mr. Gaurav Agrawal, AOR
Mr. Siddharth Dave, Sr. Adv.

For Respondent(s) Mr. K.M. Nataraj, ASG
Mr. Sharath Nambiar, Adv.
Mr. Sanjay Kr. Tyagi, Adv.
Mr. Vinayak Sharma, Adv.
Ms. Vimla Sinha, Adv.

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

Leave granted in Special Leave Petitions.

Heard the learned counsel for the parties on the prayer for interim relief.

By the impugned judgment, the appellants have been convicted under Part-I Section 304 of the Indian Penal Code, 1860. The substantive sentence is of rigorous imprisonment for seven years.

We find that most of the appellants have undergone sentence of more than two years and remaining of them have undergone sentence of more than three years.

We find that the number of appellants are above the age of 70 and 80 years. Most of them are suffering from ailments. Considering the fact that the sentence is of a limited duration and the fact that the incident is of 1991, we direct that the appellants shall be enlarged on bail on appropriate terms and conditions as may be determined by the Trial Court. For that purpose, the appellants shall be produced before the Trial Court within a period of one week from today.

The prayer for interim relief is disposed of accordingly.

(INDU MARWAH)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER(NSH)