

ITEM NO.17

Court 6 (Video Conferencing)

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

SPECIAL LEAVE PETITION (CRIMINAL) Diary No.10322/2020

(Arising out of impugned final judgment and order dated 28-09-2018 in A482 No. 34948/2018 passed by the High Court of Judicature at Allahabad)

KAVITA YADAV

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(With appln.(s) for I.R. and IA No.99415/2020-CONDONATION OF DELAY IN FILING and IA No.99413/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.99414/2020-EXEMPTION FROM FILING O.T. and IA No.99417/2020-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 16-12-2020 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MS. JUSTICE INDIRA BANERJEE

For Petitioner(s)

Mr. Jasprit Singh Rai, Sr. Adv.
Ms. Sukhdip Kaur, Adv.
Ms. Jyoti Rana, Adv.
Ms. Dipti Singh, Adv.
Mr. Manjeet Pathak, Adv.
Mr. Sunil Kumar Tomar, Adv.
Mr. Shyamal Kumar, AOR

For Respondent(s)

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

1 Delay condoned.

- 2 Since the impugned order of the Allahabad High Court is an ad-interim order till the next date of listing, we are not inclined to entertain the Special Leave Petition under Article 136 of the Constitution.
- 3 Mr Jasprit Singh Rai, learned senior counsel appearing on behalf of the petitioners, however, submits that the effect of the impugned order is a stay of further proceedings in the criminal case arising out of an FIR under Sections 498A, 323, 504, 506 of the Indian Penal Code and Sections 3 and 4 of the Dowry Prohibition Act.
- 4 We grant liberty to the petitioners to move the learned Single Judge of the Allahabad High Court before whom the application under Section 482, bearing Application No 34948 of 2018 is pending, for its early listing to facilitate disposal.
- 5 Subject to the aforesaid, the Special Leave Petition is dismissed.
- 6 Pending applications, if any, stand disposed of.

(CHETAN KUMAR)
A.R. -cum-P.S.

(SAROJ KUMARI GAUR)
Court Master