

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____ OF 2025
(@ Special Leave Petition (Crl.) No. 1043/2024)

SANJAY . . . APPELLANT (S)

VERSUS

THE STATE OF UTTAR PRADESH & ANR. . . . RESPONDENT (S)

O R D E R

Leave granted.

We have heard learned senior counsel for the appellant and learned counsel appearing for respondent nos. 1 and 2.

During the course of submissions, learned senior counsel for the appellant drew our attention to the order dated 24.09.2024 passed by this Court in Special Leave Petition (Crl.) No. 1041/2024 (*Sanjay Vs. the State of Uttar Pradesh & Anr.*) arising out of the same FIR.

She submitted that having regard to said order, a similar order may be made in this case also as the respondent/accused has been named in the Charge Sheet dated 19.09.2023 filed in FIR No.193/2023.

Learned counsel for the respondent/State also endorsed the submissions made by learned senior counsel for the appellant.

Learned counsel for respondent no.2 however contended that the case alleged against the respondent/accused cannot be on the same footing as that of the other accused. She, therefore, submitted that the order of this Court in the case of *Sanjay Vs. the State Of Uttar Pradesh & Anr.* may not apply in the instant case.

We have considered the arguments advanced at the Bar and perused the material on record as well as order passed by this Court on 24.09.2024.

We do not see any reason to distinguish from order dated 24.09.2024 insofar as the accused in this case is concerned. In the circumstances, by following the aforesaid order, we allow the appeal and the order of the High Court granting bail to the respondent / accused is set aside. The Appeal is allowed.

At this stage, it is submitted that the respondent/accused is in jail in respect of other connected matters. If that is so, it shall be recorded that the appellant shall continue to be in

jail with regard to present case also. Ordered accordingly.

Pending application(s), if any, shall stand disposed of.

.....J.
[B.V. NAGARATHNA]

NEW DELHI
JULY 16, 2025

.....J.
[K.V. VISWANATHAN]

ITEM NO.2

COURT NO.5

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 (Crl.) No(s). 1043/2024

[Arising out of impugned final judgment and order dated 21-11-2023 in CRMBA No. 47898/2023 passed by the High Court of Judicature at Allahabad]

SANJAY

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ANR.

Respondent(s)

IA No. 10549/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 10550/2024 - EXEMPTION FROM FILING O.T.

WITH

Crl.A. No. 4002/2024 (II)

[FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 9425/2024

FOR EXEMPTION FROM FILING O.T. ON IA 9426/2024

IA No. 9425/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 9426/2024 - EXEMPTION FROM FILING O.T.

W.P.(Crl.) No. 43/2024 (PIL-W)

IA No. 24987/2024 - EXEMPTION FROM FILING O.T.

Date : 16-07-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE B.V. NAGARATHNA

HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) :Ms. Aparna Bhat, Sr. Adv.
Ms. Rajkumari Banju, AOR
Ms. Karishma Maria, Adv.
Mr. Gopal Krishna, Adv.

Ms. Aparna Bhat, Sr. Adv.
Mr. Mayank Sapra, AOR
Ms. Lalima Das, Adv.
Ms. Karishma Maria, Adv.
Mr. Gopal Krishna, Adv.

For Respondent(s) : Ms. Aishwarya Bhati, A.S.G.

Mr. Arvind Kumar Sharma, AOR
Ms. Swati Ghildiyal, Adv.
Mr. Vishnu Shankar Jain, Adv.
Mr. Saurabh Pandey, Adv.
Ms. Mani Munjal, Adv.

Mr. Garvesh Kabra, AOR
Mr. Abhishek Jaju, Adv.
Mrs. Pooja Kabra, Adv.
Mrs. Sujata Upadhyay, Adv.
Ms. Pallavi Kumari, Adv.

Ms. Tanya Agarwal, Adv.
Ms. Shweta Priya, Adv.
Mrs. Shubhangi Tuli, AOR

Ms. Sangeeta Singh, AOR

Mr. Sarad Kumar Singhania, AOR
Ms. Rashmi Singhania, Adv.

Mr. Divyank Panwar, Adv.
Ms. Nidhi Jaswal, AOR

UPON hearing the counsel the Court made the following

O R D E R

SLP (Crl.) No(s). 1043/2024

Leave granted.

The Appeal is allowed in terms of the signed
order.

Pending application(s) shall stand disposed of.

Criminal Appeal No. 4002/2024

De-tag from rest of the matters.

List on 21.07.2025.

W.P. (Crl.) No. 43/2024

We have heard learned senior counsel for the
petitioner and learned A.S.G. for the respondent(s)/Union
of India.

During the course of submissions, it was pointed out that by affidavit dated 08.11.2024, information received from the States and Union Territories have been collated and filed with regard to recovery of missing children and other such details. We find that the said data is not year-wise but a consolidated one from the year 2020 onwards.

In the circumstances, learned A.S.G. submitted she will endeavour to seek data year wise from the year 2020 onwards from the States and Union Territories and file a more detailed data which is to be received from the States and Union Territories.

We adjourn this matter by three weeks so as to enable the respondent(s) to compile the data which is already received and to be received from the States and Union Territories and formulated in the form of Annexure R-1 already filed with a year-wise break up of figures being furnished.

List on 13.08.2025.

(NEETU SACHDEVA)
ASTT. REGISTRAR-cum-PS

(DIVYA BABBAR)
COURT MASTER (NSH)

(Signed order is placed on the file)