

ITEM NO.18

Court 6 (Video Conferencing)

SECTION II-B

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.11403/2020

(Arising out of impugned final judgment and order dated 11-07-2019 in CRLM No.40494/2015 passed by the High Court of Punjab & Haryana at Chandigarh)

THE STATE OF PUNJAB

Petitioner(s)

VERSUS

KAMAL KISHORE

Respondent(s)

(With appln.(s) for I.R. and IA No.101168/2020-CONDONATION OF DELAY IN FILING)

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. Karan Bharihoke, AOR

For Respondent(s)

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

- 1 Besides the delay of 221 days in moving the Special Leave Petition, the relationship between a special law and the provisions of the Code of Criminal Procedure 1973 has been considered in a decision of this Court reported in ***Vivek Gupta vs Central Bureau of Investigation and Another*** (2003) 8 SCC 628. We appreciate the fact that Mr Karan Bharihoke, learned counsel appearing on behalf of the State of Punjab has placed the decision before the Court.

- 2 Delay condoned.
- 3 Having duly considered the view which has been expressed in the above case, we are in agreement with the impugned judgment and order of the High Court and see no cause for interference under Article 136 of the Constitution.
- 4 The Special Leave Petition is accordingly dismissed.
- 5 Pending applications, if any, stand disposed of.

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

**(SAROJ KUMARI GAUR)**  
**Court Master**