

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.914 OF 2019  
(Arising out of S.L.P.(Cr1.) No.3398 of 2019)

Kishor Rajendrabhai Sharma

Appellant(s)

Versus

State of Gujarat

Respondent(s)

O R D E R

Leave granted.

We have heard learned counsel for the parties.

The accused-appellant is in custody for nearly ten months now. Charges are yet to be framed. The trial, as and when it commences will take some time.

We have considered the allegations against the accused-appellant as made in the F.I.R. and the charge-sheet submitted in the court. Taking into consideration the totality of the facts of the case, particularly the period of custody suffered and the fact that the trial is yet to commence, we order for release of the appellant, subject to such condition(s) as may be imposed by the learned trial court.

Consequently, the order of the High Court is set aside and the present appeal is allowed.

.....CJI.  
[Ranjan Gogoi]

.....J.  
[Aniruddha Bose]

New Delhi  
May 28, 2019.

ITEM NO.15

COURT NO.1

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

Petition(s) for Special Leave to Appeal (Crl.) No.3398/2019

(Arising out of impugned final judgment and order dated 14-02-2019 in CRLMA No. 1333/2019 passed by the High Court of Gujarat at Ahmedabad)

KISHOR RAJENDRABHAI SHARMA

Petitioner(s)

VERSUS

STATE OF GUJARAT

Respondent(s)

(With appln.(s) for exemption from filing O.T.)

Date : 28-05-2019 These matters were called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE ANIRUDDHA BOSE  
(VACATION BENCH)

For Petitioner(s) Mr. Nikhil Goel, AOR  
Ms. Naveen Goel, Adv.

For Respondent(s) Mr. Mohit D. Ram, AOR  
Ms. Monisha Handa, Adv.  
Mr. Bhagirath N. Patel, Adv.

Ms. Vishakha, Adv.  
Ms. Hemantika Wahi, AOR

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

Leave granted.

The appeal is allowed in terms of the signed order.

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

(Chetan Kumar)  
A.R.-cum-P.S.

(Anand Prakash)  
Court Master

(Signed order is placed on the file)