

ITEM NO.33 Court 8 (Video Conferencing) REVISED - APPEARANCE
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).3708/2020

(Arising out of impugned final judgment and order dated 05-02-2020 in SBCRMFBA No.1252/2020 passed by the High Court Of Judicature For Rajasthan At Jaipur)

MUKESH MEHAR Petitioner(s)

VERSUS

THE STATE OF RAJASTHAN Respondent(s)
(With applns for exemption from filing c/c of impugned judgment, exemption from filing O.T., exemption from filing affidavit)

Date : 22-01-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MS. JUSTICE INDU MALHOTRA

For Petitioner(s) Ms. Alpana Sharma, Adv.
Mr. Raj Shekhar Sharma, Adv.
Mr. Rajnish Kumar, Adv.
Ms. Manju Sharma Jetley, AOR

For Respondent(s) Mr. Milind Kumar, AOR

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

This Special Leave Petition is filed against the judgment of the High Court refusing to grant bail to the petitioner who is accused of committing offences under Sections 420,406 and 120-B of the IPC. The allegation against the petitioner is that he sold land which was already sold to the complainant. The

complainant was cheated to the tune of Rs.35,89,000/- the High Court refused to grant bail to the petitioner on the ground that there is no change in circumstances.

Learned counsel for the State submits that the petitioner has cheated 28 persons by indulging in sale of properties on the basis of special power of attorney. He submitted that 15 witnesses have been examined. In view of the gravity of the crime, he opposes the bail application by arguing that direction may be given to the trial court to expedite the trial.

The petitioner has been in jail since 29.10.2018. Substantial progress has been made in the trial. 15 witnesses have been examined till February, 2020.

In the facts and circumstances of the case, we are of the opinion that the petitioner is entitled to be released on bail.

Consequently, the petitioner is directed to be released on bail, subject to the satisfaction of the trial court.

The Special Leave Petition and pending applications stand disposed of accordingly.

(B.Parvathi)
Court Master

(Anand Prakash)
Court Master

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