

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (CrI.) No(s). 4671/2019

(Arising out of impugned final judgment and order dated 16-04-2019 in IA No. 2884/2018 passed by the High Court Of Judicature At Patna)

KRISHNA SINGH

Petitioner(s)

VERSUS

THE STATE OF BIHAR & ORS.

Respondent(s)

(IA No.80377/2019-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 20-05-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE INDIRA BANERJEE
HON'BLE MR. JUSTICE SANJIV KHANNA
[VACATION BENCH]

For Petitioner(s)

Mr. V. Sekhar, Sr. Adv.
Mr. Barun Kumar Sinha, Adv.
Mrs. Pratibha Sinha, Adv.
Mr. Rameshwar Prasad Goyal, AOR

For Respondent(s)

Mr. Devashish Bharuka, adv.
Mr. Ravi Bharuka, Adv.
Ms. Sarvshree Singh, Adv.
Mr. Justine George, Adv.
Mr. Aditya Singala, Adv.
Mr. Akshay Amritanshu, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Pursuant to FIR lodged against the petitioner on 13th April, 2005, criminal proceedings commenced against the petitioner and the judgment and order of conviction was passed on 13th June, 2017 *inter alia* under Sections 307/149 of the Indian Penal Code (IPC). The petitioner was sentenced to rigorous imprisonment for ten years under Sections 3 and 4 of the Explosive Substances Act, five years

under Section 307/149 of the IPC and three years under Section 27 of the Arms Act. The sentences were to run concurrently. It is submitted that the petitioner has been in incarceration since 13th June, 2016.

In the meanwhile, the petitioner has suffered a paralytic stroke with brain haemorrhage and had to be admitted to the hospital.

Learned counsel appearing on behalf of the State submits on instructions that the petitioner is paralysed and not in a position to move on his own. The petitioner has filed an appeal in the Patna High Court, which is pending.

In the special circumstances of the case, the petitioner is directed to be released on interim bail on such terms and conditions as the concerned Sessions Court may deem fit and appropriate, for a period of six months or till the disposal of criminal appeal No. 1911/2017, whichever is earlier. All future applications shall be filed in the High Court.

The special leave petition is disposed of.

(MEENAKSHI KOHLI)
COURT MASTER

(RAJ RANI NEGI)
ASSISTANT REGISTRAR