

ITEM NO.11

COURT NO.4

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). 5312/2020

[Arising out of impugned final judgment and order dated 05-03-2019
in CRLA No. 1385/2019 passed by the High Court of Judicature at
Allahabad]

JAGDISH & ORS.

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

Date : 03-12-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HRISHIKESH ROY
HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s)

Mr. Anurag Ojha, Adv.
Mr. Vipul Kumar, Adv.
Mr. Vishhal Saxxena, Adv.
Mrs. Shubhangi Tuli, AOR

For Respondent(s)

Dr. Vijendra Singh, AOR
Ms. Apurva Mahndiyan, Adv.
Mr. Ashutosh Bhardwaj, Adv.UPON hearing the counsel the Court made the following
O R D E R

Heard Mr. Anurag Ojha, learned counsel appearing for the petitioners. Dr. Vijendra Singh, learned counsel appears for the State of Uttar Pradesh.

2. Although it is argued by the counsel for the petitioners that summons have been issued without substantial basis against the petitioners, we have perused the order dated 28.01.2019 in the Special Sessions Case No.317/2015 (Annexure

P-12). The basis for issuing the summons are clearly discernible in the said order. The High Court under the impugned judgment has upheld the summons and directed the accused to appear before the Court.

3. In his turn, Dr. Vijendra Singh, learned counsel for the State of U.P. submits that the trial qua the other accused have commenced and by now 4 witnesses have testified but 14 more witnesses are yet to record their evidence.

4. Having considered the above, we deem it appropriate to uphold the summons order dated 28.01.2019 (Annexure P-12). The Special Leave Petition is accordingly dismissed. The petitioners must participate in the trial proceedings. If any bail application is filed, the same should be considered appropriately.

5. Pending application(s), if any, stand closed.

[DEEPAK JOSHI]
ASTT. REGISTRAR-cum-PS

[KAMLESH RAWAT]
ASSISTANT REGISTRAR