

ITEM NO.50

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). 4675/2016  
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 25/04/2016  
IN CRLPC NO. 6139/2016 PASSED BY THE HIGH COURT OF JUDICATURE AT  
HYDERABAD FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA  
PRADESH)

HITESH MURLIDHAR GURNANI AND ORS.

PETITIONER(S)

VERSUS

STATE OF A.P AND ANR.

RESPONDENT(S)

(WITH APPLN. (S) FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS AND  
INTERIM RELIEF AND OFFICE REPORT)

Date : 10/02/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI  
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s)

Mr. N.K. Mody, Sr. Adv.  
Mr. Adarsh Tripathi, Adv.  
Mr. Ankur Mody, Adv.  
For Mr. M. P. Shorawala, Adv.

For Respondent(s)

Mr. D. M. Nargolkar, Adv.  
Mr. Sanjay Bhojwani, Adv.  
  
Mr. Guntur Prabhakar, Adv.  
Ms. Prerna Singh, Adv.

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

Permission to file additional documents is granted.

Leave granted.

The appeal is disposed of in terms of the signed  
order.

[VINOD LAKHINA]  
COURT MASTER

[ASHA SONI]  
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.271 OF 2017  
[Arising out of Special Leave Petition  
(Criminal) No.4675/2016]

HITESH MURLIDHAR GURNANI  
AND ORS.

...APPELLANTS

VERSUS

STATE OF A.P. AND ANR.

...RESPONDENTS

ORDER

1. Leave granted.
2. We have heard the learned counsels for the parties.
3. In the facts of the present case we are of the view that the issue of jurisdiction raised before us by the appellants ought to be raised before the learned trial Court. The learned trial Court, if the said issue is raised before

it, is free to decide the same in accordance with law and, if required, by recording evidence. Until the matter is so decided the interim protection granted to the appellants by this Court on 11<sup>th</sup> July, 2016 and 29<sup>th</sup> August, 2016 will continue.

4. The appeal is disposed of in the above terms.

....., J.  
(RANJAN GOGOI)

....., J.  
(ASHOK BHUSHAN)

NEW DELHI  
FEBRUARY 10, 2017