

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.816 OF 2020
(Arising out of SLP(Crl.)No.6026 of 2020)
(Diary No. 17676 of 2020)

MAHENDRA @ CHHUTKU

Appellant (s)

VERSUS

STATE OF U.P.

Respondent (s)

O R D E R

Delay condoned.

Leave granted.

This appeal takes exception to the judgment and order dated 16.07.2015 in Criminal Appeal No. 2039 of 2015 passed by the High Court of Judicature at Allahabad refusing to grant bail to the appellant in criminal appeal, during the pendency of the criminal appeal.

After hearing learned counsel for the parties and taking overall view of the matter and considering the fact that the criminal appeal pending before the High Court may not be taken up for hearing in the immediate near future, whereas the appellant has already undergone more than eight years in jail so far and the fact that his conduct in jail has been satisfactory, we direct

that, during the pendency of criminal appeal before the High Court, the appellant (Mahendra @ Chhutki) be released on bail to the satisfaction of the Trial Court in connection with Sessions Trial No. 22 of 2013 arising out of Case Crime No. 119 of 2012 registered at PS Rendhar District Jalaun, Uttar Pradesh and on such terms and conditions as may be imposed by the Trial Court.

As a result, we set aside the impugned order passed by the High Court. The appeal is allowed in the above terms.

Pending applications, if any, stand disposed of.

.....J
(A.M. KHANWILKAR)

.....J
(AJAY RASTOGI)

New Delhi
November 26, 2020

[Signed order is placed on the file]