

ITEM NO.10

Court 2 (Video Conferencing)

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 for Special Leave to Appeal (Cr1.) No.4530/2020

(Arising out of impugned final judgment and order dated 04-09-2020 in SBA No. 48/2018 passed by the High Court of Uttarakhand at Nainital)

MOHD. FURKAN

Petitioner(s)

VERSUS

CENTRAL BUREAU OF INVESTIGATION

Respondent(s)

(FOR ADMISSION and I.R.)

WITH

SLP(Cr1) No. 4741/2020 (II)

(FOR ADMISSION and I.R.)

SLP(Cr1) No. 6722/2020 (II))

SLP(Cr1) No. 73/2021 (II)

Date : 13-04-2021 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s)

Mr. Anand, Adv.

Ms. Rajeshri Nivuratirao Reddy, AOR

For Respondent(s)

Ms. Garima Prashad, Sr. Adv.

Mr. Anmol Chandan, Adv.

Mr. B.K. Satija, Adv.

Mr. Arvind Kumar Sharma, AOR

Mr. G.S. Makker, Adv.

UPON hearing the counsel the Court made the following

O R D E R

The Court is convened through Video Conferencing.

Heard learned counsel appearing for the petitioners, learned Senior counsel appearing for the Central Bureau of Investigation and carefully perused the record.

Learned counsel appearing for the petitioners pray for bail on the ground, i.e., (i) investigation in the matter has completed and charge-sheet has already been filed, (ii) they are in custody since 26-5-2018, (iii) there are no criminal antecedents against them and (iv) co-accused have already been released on bail.

Learned Senior counsel appearing for the C.B.I., on the other hand, has vehemently opposed the bail applications of the petitioners.

Taking into consideration the fact that the petitioners are in custody since 26-5-2018 and have thus suffered incarceration for more than 2 years and 10 months and there is no likelihood of completion of trial in the near future, we are inclined to enlarge them on bail.

The petitioners are, therefore, directed to be released on bail, subject to such terms & conditions which the concerned Trial Court shall deem fit and appropriate to impose upon them.

The Special Leave Petitions are disposed of in the afore-stated terms.

Pending applications, if any, filed in the matters also stand disposed of.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(RAJ RANI NEGI)
DY. REGISTRAR