

ITEM NO.12 Court 2 (Video Conferencing) SECTION II-A

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).853/2021

(Arising out of impugned final judgment and order dated 17-03-2020 in ABA No.516/2020 passed by the High Court of Judicature at Bombay)

ZAHID AKBAR ALI KHAN

Petitioner(s)

VERSUS

THE STATE OF MAHARASHTRA

Respondent(s)

(FOR ADMISSION and I.R. and IA No.12781/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.12782/2021-EXEMPTION FROM FILING O.T.)

Date : 05-02-2021 This petition was 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. Dharmendra Kumar Sinha, AOR

For Respondent(s)

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

The Court is convened through Video Conferencing.

Having heard learned counsel for the petitioner and carefully perusing the material placed before us, we see no reason to interfere with the impugned order passed by the High Court rejecting the application for grant of pre-arrest bail to the petitioner herein.

The special leave petition is, accordingly, dismissed.

As a sequel to the above, pending interlocutory applications also stand disposed of.

At this stage, learned counsel for the petitioner submits that the complainant is already engaged with another boy named Sohail in March, 2020, which fact has not been considered by the High Court while passing the impugned order.

However, we direct the petitioner to surrender before the trial court and upon being surrendered if he moves an application for regular bail, the trial court is directed to consider the same on its own merit and in accordance with law without being influenced by any of the observations made by the High Court in the impugned order expeditiously.

(SATISH KUMAR YADAV)
DEPUTY REGISTRAR

(RAJ RANI NEGI)
DEPUTY REGISTRAR