

ITEM NO.20

Court 2 (Video Conferencing)

SECTION II-B

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 (CrI.) No(s).5157/2020

(Arising out of impugned final judgment and order dated 24-09-2020 in CRLMA No.12263/2020 passed by the High Court of Gujarat at Ahmedabad)

NITESHKUMAR @ NISHANT MAHENDRABHAI @ MAHESHBHAI PATEL Petitioner(s)

VERSUS

THE STATE OF GUJARAT

Respondent(s)

IA No.107822/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No.107821/2020 - EXEMPTION FROM FILING O.T.

Date : 12-02-2021 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA  
HON'BLE MR. JUSTICE SURYA KANT

For Petitioner(s) Mr. Purvish Jitendra Malkan, AOR  
Ms. Dharita P. Malkan, Adv.  
Mr. Jitendra M. Malkan, Adv.  
Ms. Deepa Gorasia, Adv.  
Mr. Alok Kumar, Adv.  
Ms. Neha Ambashtha, Adv.  
Ms. Bhavna Sarkar, Adv.

For Respondent(s) Mr. Aniruddha P. Mayee, AOR

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

The Court is convened through Video Conferencing.

Heard learned counsel for the parties and carefully perused the record.

Learned counsel appearing on behalf of the respondent - State submits that the important witnesses including the complainant are already examined andailable warrants have been issued against the witnesses who have not come for evidence.

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Having regard to the statement made by the learned counsel for the respondent - State as also the fact that the petitioner has already suffered incarceration for a period of near-about two years, we are inclined to grant bail to the petitioner herein.

The petitioner is, accordingly, directed to be enlarged on bail on terms and conditions to be imposed by the trial court.

In case the petitioner tries to hamper the trial or influence the witnesses, the respondent - State would be at liberty to approach this Court for cancellation of bail granted to the petitioner herein.

The special leave petition stands disposed of accordingly.

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

(SATISH KUMAR YADAV)  
DEPUTY REGISTRAR

(RAJ RANI NEGI)  
DEPUTY REGISTRAR