

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 (Crl.) No. 5291/2020

(Arising out of impugned judgment and order dated 31-07-2020 in CRMABA No. 4366/2020 passed by the High Court of Judicature at Allahabad)

MAHENDRA PRATAP SINGH

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(IA No. 110534/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 110536/2020 - EXEMPTION FROM FILING O.T.)

Date : 01-12-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.R. SHAH

HON'BLE MR. JUSTICE SUDHANSHU DHULIA

For Petitioner(s) Mr. Dhiraj, Adv.
Mr. R.P. Singh, Adv.
Mr. Satish Vig, AOR

For Respondent(s) Mr. Ankit Goel, AOR

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

Feeling aggrieved and dissatisfied with the impugned judgment and order dated 31-07-2020 passed by the High Court of Judicature at Allahabad by which the High Court has dismissed/rejected the anticipatory bail application filed by the petitioner, the original accused has preferred the present Special Leave Petition.

This Court passed the following order on 03.12.2020-
"Issue notice.

Contd..

The petitioner has filed an additional affidavit where it is stated that he has offered payment of Rs.41,85,000/- in nine installments. The learned counsel for the petitioner submits that the payment of first installment of Rs.4,18,500/- has already been deposited in the bank on 30.11.2020 by cheque which is under clearance. He submits that the petitioner shall continue to make the payments as stated in the affidavit. Learned counsel for the petitioner further submits that the petitioner undertakes to make the payments as offered in paragraph 3 of the affidavit even if there is no sanction issued by the bank within the time as specified.

We direct that the installments, as indicated above, shall be paid every fortnight commencing from 15.12.2020. In the meantime, petitioner shall not be arrested in connection with Case Crime No.1167/2019 under Sections 420, 406, 467, 468 and 471 IPC."

Learned counsel appearing on behalf of the petitioner, under the instructions, has stated at the Bar that the entire amount as per order dated 03.12.2020 has been paid and all the Cheques have been cleared.

Learned counsel appearing for the State has submitted that the investigation is complete and the charge sheet is also filed.

In view of the above, the order passed by this Court on 03.12.2020 is made absolute and it is directed that in case of arrest of petitioner in connection with the FIR in question, he shall be released on bail on the terms and conditions that may be determined by the learned Trial Court.

The Special Leave Petition stands disposed of.

Pending application(s) shall stand disposed of.

(NEETU SACHDEVA)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
ASSISTANT REGISTRAR