

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1754 OF 2019
[@ Special Leave to Appeal (Crl.) No(s). 6668/2018]

RAHUL MISHRA

Appellant(s)

VERSUS

THE STATE OF UTTAR PRADESH

Respondent(s)

O R D E R

Leave granted.

We have heard learned counsel for the parties.

This appeal has been filed against the order dated 13.04.2018 passed by the High Court, by which the second bail application was rejected. This Court on 07.09.2018 passed the following order:

“Show cause notice was sent to the sole respondent / State by speed post on 16.08.2018 but there is no report thereupon.

Let fresh notice be issued, returnable in six weeks.

Learned counsel for the petitioner submits that the petitioner had already undergone 9 years of sentence. In these circumstances, the petitioner shall be released on interim bail on the terms and conditions that can be imposed by the Trial Court.”

In pursuance of the order of this Court, the appellant has already been out of custody for last more than one year. It is stated that Criminal Appeal No. 5301/2013 is still pending in the High Court.

In above view of the matter, we are of the view that nothing more survives in this appeal. The appeal is closed. We, however, observe that criminal appeal before the High Court be expeditiously decided.

.....J.
[ASHOK BHUSHAN]

.....J.
[M.R. SHAH]

NEW DELHI;
November 25, 2019.

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 6668/2018

(Arising out of impugned final judgment and order dated 13-04-2018 in CRLA No. 5301/2013 passed by the High Court Of Judicature At Allahabad)

RAHUL MISHRA

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH
(IA No.107389/2018-EXEMPTION FROM FILING O.T.)

Respondent(s)

Date : 25-11-2019 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ASHOK BHUSHAN
HON'BLE MR. JUSTICE M.R. SHAHFor Petitioner(s) Ms. Srishti Kumar, aDv.
Ms. Manisha Ambwani, Adv.
Ms. Charu Ambwani, AORFor Respondent(s) Mr. Vinod Diwakar, Adv.
Mr. B.N. Dubey, Adv.
Mrs. Rachna Gupta, AOR

UPON hearing the counsel the Court made the following

O R D E R

The criminal appeal is closed in terms of the signed order.

Pending application stands disposed of.

(MEENAKSHI KOHLI)
COURT MASTER(RENU KAPOOR)
COURT MASTER

[Signed order is placed on the file]