

ITEM NO.13 Court 15 (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 (Cr1.) No(s).6650/2020

(Arising out of impugned final judgment and order dated 02-07-2020 in MCRC No.11723/2020 passed by the High Court of M.P. Principal Seat at Jabalpur)

AMBIKESH KUMAR TRIPATHI

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

WITH

SLP(Cr1) No.6856/2021 (II-A)

(FOR ADMISSION and I.R. and IA No.113816/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 28-09-2021 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s) Mr. Anjani Kumar Mishra, AOR

For Respondent(s) Mr. Veer Vikrant Singh, DAG
Mr. Sunny Choudhary, Adv.
Mr. Sandeep Sharma, Adv.

Mr. Gopal Jha, AOR
Ms. Bharti Tyagi, Adv.
Mr. Shreyash Bhardwaj, Adv.
Mr. Nishant Verma, Adv.
Ms. Mamta Shrivastava, Adv.

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

The Court is convened through Video Conferencing.

Heard Mr. Anjani Kumar Mishra, learned counsel appearing on behalf of the petitioners as also Mr. Veer Vikrant Singh, learned Dy. Advocate General appearing on behalf of the respondent - State.

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The prayer in these special leave petitions is to grant regular bail to the petitioners, who are facing trial under Sections 302, 307, 498-A and 34 of the IPC and Section 3/4 of Dowry Prohibition Act, 1961. The petitioner in SLP(CrI.)No.6650/2020 is the elder brother of the husband of the deceased and the petitioner in SLP(CrI.)No.6856/2021 is his wife. The petitioner in SLP(CrI.)No.6650/2020 is in custody since 14.06.2019 and the petitioner in SLP(CrI.)No.6856/2021 is in custody since 24.05.2019.

The respondent - State in its counter affidavit has explained that out of 12 prosecution witnesses, 9 have been examined, and only three witnesses are left to depose.

Learned counsel for the petitioners, on the other hand, states that the witnesses who are yet to be examined are living abroad and he, thus, apprehends inordinate delay in concluding the trial.

Having heard learned counsel for the petitioners and taking notice of the above-mentioned contention, we deem it appropriate to dispose of these special leave petitions, at this stage, with a direction to the trial court to make an endeavour to conclude the trial within three months from the date of communication of this order. Ordered accordingly.

We further direct the trial court to record the statements of the witnesses living abroad through Video Conferencing and ensure that the trial is concluded within the time stipulated hereinabove.

Consequent upon disposal of these special leave petitions, pending interlocutory application also stands disposed of.

(SATISH KUMAR YADAV)
DEPUTY REGISTRAR

(R.S. NARAYANAN)
COURT MASTER (NSH)