

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS.1718-1722 OF 2019  
(Arising out of SLP(CrI.) Nos.8121-8125/2019)

NAND KISHORE ETC. . . . APPELLANT(S)

VERSUS

CENTRAL BUREAU OF INVESTIGATION . . . RESPONDENT(S)

WITH

CRIMINAL APPEAL NO.1723 OF 2019  
(Arising out of SLP(CrI.) No.10530/2019)  
(@ Diary No(s). 28337/2019)

CRIMINAL APPEAL NO.1724 OF 2019  
(Arising out of SLP(CrI.) No.9081/2019)

CRIMINAL APPEAL NO.1725 OF 2019  
(Arising out of SLP(CrI.) No.10531/2019)  
(@ Diary No.40011/2019)

O R D E R

1. Delay condoned.
2. Leave granted.
3. We have heard learned counsel for the parties.
4. The challenge in these appeals is to the order dated 08.05.2019 passed by the High Court of Judicature at Allahabad rejecting prayer for bail of the accused-appellant(s) during the

pendency of the appeal(s).

5. It is not in dispute that the accused-appellant(s) have been convicted for offences punishable under Sections 120B, 420/511, 468 and 471 of the Indian Penal Code and Section 13(2) read with Section 13(1) of the Prevention of Corruption Act. Each of the accused-appellants have undergone more than one year of sentence period out of the maximum 4½ years awarded by the Trial Court in respect of four accused-appellant(s).

6. There is nothing on record to indicate that the accused-appellant(s) had misused the bail granted to them during the pendency of the trial.

7. Taking over-all view of the matter coupled with the fact that the appeal(s) filed by the accused-appellant(s) before the High Court have been admitted and are unlikely to be taken up for hearing in near future, we direct that the accused-appellant(s) be released on bail on such terms and conditions as may be imposed by the learned Trial Court/Special Judge(Prevention of

Corruption Act), CBI, District Ghaziabad, U.P. in connection with Special Case No.18/2014 (Old Case No.8/2000, Computer File No.5700018/2014.

8. The order dated 08.05.2019 passed by the High Court is set aside and the appeal(s) are accordingly allowed.

9. As prayed by the respondent-Central Bureau of Investigation, we request the High Court to expeditiously dispose of the appeal(s) since the appellant(s) have been granted bail in terms of this order.

....., J.  
(A.M. KHANWILKAR)

....., J.  
(DINESH MAHESHWARI)

NEW DELHI  
NOVEMBER 20, 2019

ITEM NO.2+13

COURT NO.7

SECTION II

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).8121-8125/2019

(Arising out of impugned final judgment and order dated 08-05-2019 in CRLA Nos 605/2019, 124/2019, 729/2019, 1109/2019, 1450/2019 passed by the High Court Of Judicature At Allahabad)

NAND KISHORE ETC

Petitioner(s)

VERSUS

CENTRAL BUREAU OF INVESTIGATION S.P.E.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.136924/2019-EXEMPTION FROM FILING O.T. )

WITH

Diary No(s). 28337/2019 (II)

IA No. 128083/2019 - CONDONATION OF DELAY IN FILING

IA No. 128085/2019 - EXEMPTION FROM FILING O.T.)

SLP(CrI) No. 9081/2019 (II)

IA No. 141528/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No. 141535/2019 - EXEMPTION FROM FILING O.T.)

Diary No.40011/2019

For Admission and I.R. and IA No.173492/2019-CONDONATION OF DELAY IN FILING AND IA NO.173494/2019-EXEMPTION FROM FILING O.T.

Date : 20-11-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR

HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Petitioner(s)

Mr. O. P. Bhadani, AOR

Ms. Reeta Chaudhary, Adv.

Mr. Pawanshree Agrawal, Adv.

Ms. Preeti Singh, AOR

Mr. Raman Yadav, Adv.

Mr. Syed Mehdi Imam, AOR

Ms. Varnita Rastogi, Adv.

Ms. Kritiya Pandey, Adv.

Ms. Monika Dwivedi, Adv.

Ms. Smaralima Guchait, Adv.

Mr. Pradeep Kumar Yadav, Adv.

Ms. Seenu Chauhan, Adv.

Mr. Sanjeev Malhotra, AOR

For Respondent(s) Ms. Sonia Mathur, Sr. Adv.  
Mr. Rajan Kumar Chourasia, Adv.  
Mr. Sachin Sharma, Adv.  
Mr. Sushil Kumar Dubey, Adv.  
Ms. Divya Nair, Adv.  
Mr. Anuj Aggarwal, Adv.  
Mr. Puneet Pathak, Adv.  
Mr. Arvind Kumar Sharma, AOR

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

Delay condoned.

Leave granted.

The appeal(s) are allowed in terms of the  
signed order.

In view of the above, pending application(s)  
shall stand disposed of.

(NEETU KHAJURIA)  
COURT MASTER

(VIDYA NEGI)  
COURT MASTER

(Signed order is placed on the file.)