

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No.1622 OF 2018  
(@ SLP(Cr1.) No(s). 7104/2018)

FAILI RAM MEENA

Appellant(s)

Versus

MANRAJ & ORS.

Respondent(s)

O R D E R

Leave granted.

In relation to an incident that occurred during the night intervening 14<sup>th</sup>-15<sup>th</sup> of February, 2018, an FIR was lodged on 15.02.2018 in respect of offences punishable under Sections 147,148, 149 read with 302 IPC and Section 3(2)(v) of the Scheduled Castes and the Scheduled Tribes (Prevention) of Atrocities Act, 1989.

The respondents-accused having been arrested in connection with the aforesaid crime, preferred an application for bail which was rejected by the trial court. Being aggrieved, an appeal was preferred under Section 14A of the SC/ST Act before the High Court which

was accepted by the High Court vide its order dated 12.07.2018

The respondents-accused were in custody for a period of about four months before they were released on bail. It is a matter of record that the charge-sheet in the matter has been filed after completion of investigation.

In the circumstances, without expressing any opinion on merits of the matter, we deem it appropriate to set aside the order passed by the High Court and pass the following directions:

(a) The respondents-accused shall surrender within three weeks from today, failing which they shall immediately be arrested by the concerned police authorities. A copy of this order shall be sent to the concerned Police Station and to the Jurisdictional Chief Judicial Magistrate for compliance.

(b) After the respondents-accused are taken in custody, the matter shall be considered by the trial court for framing of charges, if any.

(c) The respondents-accused shall be entitled to renew their prayer for bail, in case the charges are framed by the trial court.

The appeal stands allowed in aforesaid terms.

Pending applications, if any, shall also stand

disposed of.

.....J.  
[UDAY UMESH LALIT]

.....J.  
[HEMANT GUPTA]

New Delhi,  
December 13, 2018.

ITEM NO.7

COURT NO.11

SECTION II

**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). 7104/2018

(Arising out of impugned final judgment and order dated 12-07-2018 in SBCRL No. 1093/2018 passed by the High Court Of Judicature For Rajasthan At Jaipur)

FAILI RAM MEENA

Petitioner(s)

VERSUS

MANRAJ &amp; ORS.

Respondent(s)

(APPLICATION FOR EXEMPTION FROM FILING OT )

Date : 13-12-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT  
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s) Ms. Anjana Prakash, Sr. Adv.  
Mr. Namit Saxena, Adv.  
Ms. Taruna Ardhendumauli Prasad, AOR

For Respondent(s) Mr. Sushil Kr. Jain, Sr. Adv.  
Mr. Puneet Jain, Adv.  
Mr. Abhinav Gupta, Adv.  
Mr. Harsh Jain, Adv.  
Mr. Abhinav Deshwal, Adv.  
Mr. Shailendra Sharma, Adv.  
Mr. Bikash Chandra, Adv.  
Ms. Laxmi, Adv.  
Ms. Pratibha Jain, AOR  
Ms. Christi Jain, AOR

Mr. Manish Malik, AAG  
Ms. Ruchi Kohli, AOR

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

Leave granted.

The appeal stands allowed in terms of the signed order.

Pending applications, if any, shall also stand disposed of.

(INDU MARWAH)  
COURT MASTER

(SUMAN JAIN)  
BRANCH OFFICER

(Signed order is placed on the file)