

ITEM NO.44

COURT NO.14

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 (CrI.) No(s). 7996/2017

(Arising out of impugned final judgment and order dated 10-08-2017 in CRLMN No. 31505/2017 passed by the High Court Of Judicature At Patna)

PRABHASH KUMAR

Petitioner(s)

VERSUS

THE STATE OF BIHAR & ANR.

Respondent(s)

Date : 11-02-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE R. SUBHASH REDDY

For Petitioner(s) Mrs. Anjana Prakash, Sr. Adv.
Mr. Anuj Prakash, Adv.
Mr. Rajat Kapoor, Adv.
Ms. Aditi, Adv.
Ms. Jaikriti S. Jadeja, AOR

For Respondent(s) Mr. Devashish Bharuka, Adv.
Mr. Ravi Bharuka, Adv.
Mr. Sarvshree Singh, Adv.
Mr. Justine George, Adv.
Mr. Aditya Singala, Adv.
Mr. Akshay Amritanshu, Adv.
Mr. M. Shoeb Alam, AOR

Mr. Shashank Singh, Adv.
Mr. Md. Apzal Ansari, Adv.
Mr. James P. Thomas, AOR

UPON hearing the counsel the Court made the following

O R D E R

The High Court has declined to grant anticipatory bail to the petitioner in connection with FIR No.12 of 2017 dated 17th January, 2017 filed at Police Station Bettiah (Mufassil) Manuvapul, District Champaran, Bihar.

We have heard learned counsel for the parties.

When this matter came up for preliminary hearing on 12th March, 2018, this Court not only issued notice to the respondents but also passed an interim order staying the arrest of the petitioner. Having regard to the materials on record, we see no reason as to why order dated 12th March, 2018 should not be made absolute, pending conclusion of the trial by the competent court. Ordered accordingly.

In case the petitioner is arrested in connection with FIR No.12 of 2017 dated 17th January, 2017 filed at Police Station Bettiah (Mufassil) Manuvapul, District Champaran, Bihar, he will be released on bail subject to the conditions to be imposed by the Trial Court. It is needless to observe that the petitioner will not tamper with the evidence or cause delay in an early disposal of the case pending before the Trial Court. The petitioner shall attend the Trial Court regularly.

With the above observations, the special leave petition is disposed of.

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

(MAHABIR SINGH)
COURT MASTER

(PARVEEN KUMARI PASRICHA)
BRANCH OFFICER