

ITEM NO.15 Court 13 (Video Conferencing) 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 (CrI.) No(s). 10138/2021

(Arising out of impugned final judgment and order dated 29-11-2021 in Appln. U/s 438 Cr.P.C. No. 13584/2021 passed by the High Court Of Judicature At Allahabad, Lucknow Bench)

OM PRAKASH PANDEY

PETITIONER(S)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

RESPONDENT(S)

(FOR ADMISSION and I.R. and IA No.169998/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.169996/2021-EXEMPTION FROM FILING O.T.)

Date : 12-01-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Mr. Nikhil Nayyar, Sr. Adv.
Mr. Narender Mann, Adv.
Mr. Jai Allagh Adv
Mr. Samant Singh Adv
Ms. Kiran Rana Adv
Mr. Rajeev Singh, AOR

For Respondent(s)

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

The petitioner earlier approached this Court by way of a Special Leave Petition which was dismissed by this Court by an order dated 23rd September, 2021, and liberty was granted to the petitioner to surrender within a period of four weeks.

The petitioner fails to surrender pursuant to the order dated 23rd September, 2021 of this Court and filed a pre-arrest bail under

Section 438 of the Code of Criminal Procedure, which came to be dismissed under the order impugned dated 29th November, 2021.

After we have heard learned Counsel for the petitioner, we find no reason to interfere in our jurisdiction under Article 136 of the Constitution. The Special Leave Petition is, accordingly, dismissed.

Pending application(s), if any, shall stand disposed of.

However, if the petitioner surrenders and apply for regular bail, the same shall be considered by the concerned trial court on its own merits in accordance with law.

(POOJA SHARMA)
COURT MASTER (SH)

(BEENA JOLLY)
COURT MASTER (NSH)