

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 (Crl.) No(s). 8865/2017

(Arising out of impugned final judgment and order dated 03-10-2017  
in MCRC No. 8937/2017 passed by the High Court Of M.p At Indore)

ASHOK

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

(FOR ADMISSION and I.R. and IA No.120688/2017-EXEMPTION FROM FILING  
O.T.)

Date : 22-11-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA

HON'BLE MR. JUSTICE S. ABDUL NAZEER

For Petitioner(s)

Mr. Basava Prabhu Patil, Sr. Adv.

Mr. Shailesh Madiyal, AOR

Mr. Sudhanshu Prakash, Adv.

Mr. Chinmay Deshpande, Adv.

Rachitha Hiremath, Adv.

For Respondent(s)

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

This Special Leave Petition is filed questioning the rejection of the bail of the petitioner by the High Court on the ground that earlier the petitioner has approached this Court in Special Leave Petition (Crl.) No.9523 of 2016 whereby this Court passed the following order on 16-12-2016:-

"Learned senior counsel appearing on behalf of the petitioner seeks permission to withdraw this petition.

The above prayer is allowed.

The special leave petition is, accordingly, dismissed as withdrawn.

If there are any changed circumstances, the petitioner is at liberty to move this Court".

Later on, the petitioner has moved another bail application before the High Court being No.8937 of 2017 which the said Court has dismissed by way of present impugned order dated 3-10-2017.

It is mentioned by the High Court in the impugned order that in view of observations made by the Supreme Court in earlier Special Leave Petition directing him to approach this Court if there are any changed circumstances, liberty was granted to the petitioner to approach this Court.

Taking into consideration the attendant facts and circumstances of this case, we think it fit and appropriate, that instead of adjudicating the matter by this Court, we request the High Court to adjudicate the matter on its own merits and pass appropriate orders thereon.

The Special Leave Petition is disposed of in the afore-stated terms.

Consequent upon disposal of the Special Leave Petition, pending application filed in the matter is also disposed of.

(VISHAL ANAND)  
COURT MASTER (SH)

(RENUKA SADANA)  
ASST.REGISTRAR