

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

Criminal Appeal No.929/2017

(@Petition(s) for Special Leave to Appeal (Crl.) No(s).1065/2017)

SUNITA JAIN

Appellant(s)

VERSUS

AJIT JAIN AND ANR.

Respondent(s)

O R D E R

Leave granted.

We have heard Mr. Sushil Kumar Jain, learned Senior counsel appearing for the appellant, learned counsel appearing for the complainant and the learned counsel appearing for the State at length.

On 14-2-2017, notice was issued in the matter with the direction that no coercive steps, including arrest, shall be taken against the appellant in the meantime.

We have been informed by the learned counsel appearing for the State that the appellant has always cooperated during every stage of trial.

In view of that, we are of the considered opinion that the High Court has erred in cancelling the bail application of the appellant - herein as there was no allegation of tampering of evidence/influencing or winning over the witnesses during which she was on bail.

Thus, the order of the High Court is not sustainable in the eyes of law and deserves to be set aside.

Accordingly, we set aside the impugned order of the High Court and as a consequence thereof, grant bail to the appellant subject to the satisfaction of the concerned Trial Court.

Having regard to the facts and circumstances of this case, we direct that trial of the case be expedited.

The appeal is allowed in the afore-stated terms.

.....J  
(PINA KI CHANDRA GHOSE)

.....J  
(ROHINTON FALI NARIMAN)

NEW DELHI;  
5TH MAY, 2017.

ITEM NO.50

COURT NO.6

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 (Crl.) No(s). 1065/2017

(Arising out of impugned final judgment and order dated 04/01/2017 in SBCMB No. 23/2016 passed by the High Court of Rajasthan at Jaipur)

SUNITA JAIN

Petitioner(s)

VERSUS

AJIT JAIN AND ANR.

Respondent(s)

(With interim relief and office report)

Date: 05/05/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE  
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s)

Mr. Sushil Kr. Jain, Sr. Adv.  
Ms. Christi Jain, Adv.  
Ms. Chhaya Kirti, Adv.  
Ms. Priyal Jain, Adv.  
Mr. Abhinav Gupta, Adv.  
Mr. Shailendra Sharma, Adv.  
Mr. Sandeep Mehta, Adv.  
Ms. Pratibha Jain, AOR

For Respondent(s)

Mr. Ankur Mittal, AOR  
Mr. Abhay Gupta, Adv.  
  
Mr. Jayant Bhatt, Adv.  
Mr. Hamid Khan, Adv.  
Ms. Jyoti Sharma, Adv.  
Mr. Rohit K. Singh, AOR

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

Leave granted.

The appeal is allowed in terms of the signed order.

(VISHAL ANAND)  
COURT MASTER

(SNEH LATA SHARMA)  
COURT MASTER

(Signed Order is placed on the file)

