

ITEM NO.14

COURT NO.5

SECTION X

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

WRIT PETITION (CRIMINAL) NO(S). 9/2017

ANIL KUMAR

PETITIONER(S)

VERSUS

GOVERNMENT OF U.P. & ANR.

RESPONDENT(S)

WITH

W.P.(Cr1.) No. 174/2017 (X)

Date : 30-01-2018 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH  
HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s) Mr. Jetendra Singh, Adv.  
Mr. Vijendra Kumar Kaushik, Adv.  
Mr. S.S. Dharma Teja, AOR  
Ms. Kalpana Sabharwal, Adv.  
Ms. Priyanka Singh, Adv.

For Respondent(s) Mr. Adarsh Upadhyay, Adv.  
Mr. Anurag Kishore, Adv.

Ms. Pragati Neekhara, AOR

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

W.P.(Cr1.) No. 9/2017

The writ petition is dismissed as withdrawn in terms of the signed order.

W.P.(Cr1.) No. 174/2017

Learned counsel appearing for the State is directed to file its counter affidavit within four weeks.

In the counter affidavit it shall be clarified as to whether the case of the petitioner was considered for premature release. The counter affidavit shall also contain the information regarding

his conduct in jail.

List after four weeks.

(NARENDRA PRASAD)  
COURT MASTER

(RENU DIWAN)  
ASSISTANT REGISTRAR

(Signed order, as above, is placed on the file)

IN THE SUPREME COURT OF INDIA  
CRIMINAL ORIGINAL JURISDICTION

WRIT PETITION (CRIMINAL) NO. 9/2017

ANIL KUMAR

PETITIONER (S)

VERSUS

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RESPONDENT (S)

O R D E R

KURIAN, J.

1. In view of the intervening developments, petitioner seeks permission to withdraw this writ petition, without prejudice to the liberty available to the petitioner to file a fresh petition, for which he seeks four weeks' time.
2. The petitioner is free to do so.
3. In order to enable the petitioner to work out his remedies in respect of the intervening developments, whereby his request for premature release has been rejected, he is granted a period of four weeks.
4. Interim bail granted to the petitioner by our order dated 24.04.2017 will continue to operate for a period of six weeks from today. Further extension will depend on the orders, if any, passed in the proceedings to be initiated by the petitioner within the said period of six weeks.
5. The writ petition is accordingly, dismissed as withdrawn.
6. Needless to say that in case no further extension is granted by the Court, the petitioner will have to surrender.

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

.....J.  
[KURIAN JOSEPH]

.....J.  
[MOHAN M. SHANTANAGOUDAR]

NEW DELHI;  
JANUARY 30, 2018.