

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 273 OF 2020
(Arising out of SLP (Cr1.) No. 10307 of 2019)

SUNITA DODA Appellant(s)

VERSUS

THE STATE OF PUNJAB Respondent(s)

WITH

CRIMINAL APPEAL NO. 274 OF 2020
(Arising out of SLP (Cr1.) No. 10309 of 2019)

CRIMINAL APPEAL NO. 275 OF 2020
(Arising out of SLP (Cr1.) No. 8831 of 2019)

O R D E R

We have heard learned counsel for both the parties and have perused the records.

Leave granted in the special leave petitions.

CRIMINAL APPEAL NO. 273 OF 2020

We find that the learned Additional Sessions Judge, Fazilka, by an order dated 13.10.2018, recalled an earlier order dated 15.03.2018 passed by his counterpart, which had granted anticipatory bail to the appellant. This was done because the appellant did not appear before the police at

CRIMINAL APPEAL NO. 273 OF 2020 etc.

all but only appeared through her lawyer, and secondly, that she did not produce certain blank papers which she was called upon to produce. The High Court, by the impugned final order dated 27.11.2018, dismissed a revision from the aforesaid order dated 13.10.2018.

Shri Gaurav Agrawal, learned counsel appearing on behalf of the appellant, informs us that the appellant is a housewife and that it would not be correct to say that she was not cooperating with the police for the reason that when called upon, her lawyer replied on her behalf, she being a lady. Equally, according to him, the blank papers spoken of are not in her possession, being in the possession of the Bank. We are satisfied that these two grounds cannot be said to be a good cause for recalling an order of anticipatory bail which has otherwise been given for good reason.

We, thus, set aside the judgment of the High Court and restore the order of the Additional Sessions Judge dated 15.03.2018.

The appeal stands allowed.

CRIMINAL APPEAL NO. 274 OF 2020

In view of the orders passed in the aforementioned Criminal Appeal No. 273 of 2020, the present appeal stands allowed setting aside the impugned order of the High Court and restoring order dated 15.03.2018 of the Additional

CRIMINAL APPEAL NO. 273 OF 2020 etc.

Sessions Judge.

CRIMINAL APPEAL NO. 275 OF 2020

The criminal appeal stands disposed of in view of the aforesaid order in Criminal Appeal No. 273 of 2020.

....., J.
[ROHINTON FALI NARIMAN]

....., J.,
[S. RAVINDRA BHAT]

....., J.,
[V. RAMASUBRAMANIAN]

New Delhi;
February 11, 2020.

ITEM NO.5

COURT NO.4

SECTION II-B

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

Criminal Appeal No. 273/2020
(Arising out of SLP (CrI.) No. 10307/2019)

SUNITA DODA

Appellant(s)

VERSUS

THE STATE OF PUNJAB

Respondent(s)

(With IA No. 145987/2019 - EXEMPTION FROM FILING C/C OF THE
IMPUGNED JUDGMENT and IA No. 145984/2019 - EXEMPTION FROM FILING
O.T.)

WITH

CrI.A. No. 274/2020 (II-B)
(Arising out of SLP (CrI.) No. 10309/2019)
(With IA No. 153799/2019 - EXEMPTION FROM FILING C/C OF THE
IMPUGNED JUDGMENT and IA No. 153798/2019 - EXEMPTION FROM FILING
O.T.)

CrI.A. No. 275/2020 (II-B)
(Arising out of SLP (CrI.) No. 8831/2019)
(With IA No. 146914/2019 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES and IA No. 146915/2019 - PERMISSION TO
PLACE ADDITIONAL FACTS AND GROUNDS)

Date : 11-02-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE S. RAVINDRA BHAT
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

For Appellant(s)

Mr. Gaurav Agrawal, Adv.
Mr. Jasmeet Singh, AOR
Mr. Karan Singh Khanuja, Adv.
Ms. Rusheet Saluja, Adv.
Mr. Saif Ali, Adv.
Mr. Satyendra Mani Tripathi, Adv.
Mr. Pushpendra Singh Bhadoriya, Adv.

For Respondent(s)

Ms. Jaspreet Gogia, AOR

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

Criminal Appeal No. 273/2020
(Arising out of SLP (Cr1.) No. 10307/2019)

Criminal Appeal No. 274/2020
(Arising out of SLP (Cr1.) No. 10309/2019)

Leave granted.

The appeals stand allowed in terms of the signed order.

Pending applications stand disposed of.

Criminal Appeal No. 275/2020
(Arising out of SLP (Cr1.) No. 8831/2019)

Leave granted.

The appeal stands disposed of in terms of the signed
order.

Pending applications stand disposed of.

(NIDHI AHUJA)
AR-cum-PS

(NISHA TRIPATHI)
BRANCH OFFICER

[Signed order is placed on the file.]