

ITEM NOS.8+11

Court 2 (Video Conferencing)

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 for Special Leave to Appeal (Crl.) No.1798/2021

(Arising out of impugned final judgment and order dated 10-02-2021 in CRMBCA No. 2064/2017 passed by the High Court of Judicature at Allahabad)

SUBHASH CHAUBEY

Petitioner(s)

VERSUS

STATE OF U.P. & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.29014/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No.29015/2021-EXEMPTION FROM FILING O.T., IA No.29017/2021-EXEMPTION FROM FILING AFFIDAVIT OF THE PETITIONER, IA NO.30153/2021-APPLN. SEEKING PERMISSION TO FILE ADDL. DOCUMENTS & IA NO.30155/2021-APPLN.SEEKING EXEMPTION FROM FILING ATTESTED AFFIDAVIT OF THE PETITIONER IN SUPPORT OF ADDL.DOCUMENTS)

SPECIAL LEAVE PETITION (CRIMINAL) Diary No.5202/2021

(IA No.29989/2021-CONDONATION OF DELAY IN FILING SLP, IA No.29990/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No.29991/2021-EXEMPTION FROM FILING O.T. and IA No.29992/2021-EXEMPTION FROM FILING AFFIDAVIT)

Date : 02-03-2021 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA
HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s)

Mr. Sanjay R. Hegde, Sr. Adv.
Mr. Manoj K. Mishra, AOR
Mr. R.K. Singh K., Adv.
Mr. Umesh Dubey, Adv.
Mr. D.N. Dubey, Adv.
Mr. Alok Pandey, Adv.
Mr. Sudhir S. Rawat, Adv.
Dr. Bheem Pratap Singk, Adv.

For Respondent No.2 Mr. Farrukh Rasheed, AOR

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

The Court is convened through Video Conferencing.

There has been an inordinate delay of 3234 days in filing the Special Leave Petition (Crl.) (Diary) No.5202/2021.

Heard Mr. Sanjay R. Hegde, learned Senior counsel appearing for the petitioner in both the Special Leave Petitions and perused the record.

Applications seeking exemption from filing certified copies of the impugned orders, seeking exemption from filing official translation of Annexures as also seeking exemption from filing attested affidavits are allowed.

Issue notice on limitation as also on the Special Leave Petitions, returnable within six weeks.

Dasti service, in addition, is permitted.

Mr. Farrukh Rasheed, learned Advocate-on-Record, who is on caveat, accepts and waives formal notice on behalf of Respondent No.2 – complainant in both the matters.

In the meantime, there shall be stay of the impugned order passed by the High Court on 10-2-2021 in Criminal Miscellaneous Bail Cancellation Application No.2064 of 2017.

Learned Advocate-on-Record appearing for Respondent No.2 is directed to file counter affidavit within four weeks from today.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(RAJ RANI NEGI)
DY. REGISTRAR