

ITEM NO.38                      Court 8 (Video Conferencing)                      SECTION II-A

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 (Cr1.) No(s).1817/2021

(Arising out of impugned final judgment and order dated 29-01-2021 in CRBA No.2505/2019 passed by the High Court Of Judicature At Bombay)

SUNIL RAMESH SHITAP

Petitioner(s)

VERSUS

THE SR. POLICE INSPECTOR & ORS.

Respondent(s)

(With appls.for exemption from filing c/c of the impugned judgment, exemption from filing O.T., exemption from filing affidavit)

Date : 01-03-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO  
HON'BLE MR. JUSTICE S. RAVINDRA BHAT

For Petitioner(s)    Mr. Astik Gupta, Adv.  
                                 Ms. Maitreyee Jagat Joshi, Adv.  
                                 Mr. Fauzan Abbassi, Adv.  
                                 Mr. K P Jayram, Adv.  
                                 Mr. Pashupati Nath Razdan, AOR

For Respondent(s)    Mr. Sachin Patil, Adv.

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

The petitioner was arrested on 25.07.2017 in connection with a case registered against him under Sections 304(2),336,338,34 of IPC. He was granted interim bail on 01.06.2020 by the Sessions Court for Greater Bombay at Bombay initially for a period of 30 days which was extended till 28.02.2021. The application filed for bail was not adjudicated by the

High Court on merits on the ground that the petitioner is on provisional bail granted by the trial Court since 2020.

We are informed that the petitioner has to surrender today as the provisional bail granted to him expired on 28.02.2021.

Heard Mr. Ashok Gupta, learned counsel for the Petitioner and Mr. Sachin Patil, learned counsel appearing for the State of Maharashtra.

We are of the opinion that the petitioner's bail application requires to be decided on merits. In the facts and circumstances, we extend the provisional bail granted to the petitioner by the trial court by 15 days from today within which time, the petitioner is at liberty to move an application for bail before the appropriate Court which shall be decided on its own merits.

The Special Leave Petition stands disposed of accordingly. Pending application(s), if any, shall also stand disposed of.

(B.Parvathi)  
Court Master

(Anand Prakash)  
Court Master