

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.921 OF 2017
(Arising out of SLP(Crl.) No.3108 of 2017)

ARUN KUMAR GUPTA . . .APPELLANT(S)

VERSUS

STATE OF UTTAR PRADESH . . .RESPONDENT(S)

O R D E R

1. Leave granted.
2. We have heard learned counsels for the parties.
3. The accused is in custody since 23.10.2007. The trial has not progressed in view the orders passed by the High Court staying the proceedings of trial.
4. Though the learned counsels for the parties are at loggerheads as to who is responsible for the delay, we are not inclined to go into the matter to apportion the blame for the same. Be as it may, taking into account the period of custody suffered and the fact that the trial has not progressed, we order that the accused-appellant be released on bail to the satisfaction of the learned Sessions Judge, Allahabad in Criminal Misc. Bail Application No.38076 of 2013.

4. The learned trial Court is free to impose all such conditions as it may deem fit.

5. The order of the High Court is set aside and the appeal is allowed.

.....,J.
(RANJAN GOGOI)

.....,J.
(NAVIN SINHA)

NEW DELHI
MAY 08, 2017

ITEM NO.55

COURT NO.4

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). 3108/2017

(Arising out of impugned final judgment and order dated 02/03/2016 in BA No. 38076/2013 passed by the High Court of Judicature at Allahabad)

ARUN KUMAR GUPTA

Petitioner(s)

VERSUS

STATE OF UP

Respondent(s)

Date : 08/05/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI

HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s) Mr. Rajendra Sahu, Adv.
Mr. Rishabh Sahu, Adv.
Mr. C. L. Sahu, Adv.
Ms. Hema Sahu, Adv.
Ms. Nalini Gupta, Adv.For Respondent(s) Mr. Ratnakar Dash, Sr. Adv.
Mr. Ardhendumauli Kumar Prasad, Adv.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.(Neetu Khajuria)
Court Master(Asha Soni)
Court Master

(Signed order is placed on the file.)