

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1892 OF 2019
[@ Special Leave to Appeal (CrI.) No(s). 2817/2017]

DR. AMRITA CHATURVEDI & ANR.

Appellant(s)

VERSUS

THE STATE OF UTTAR PRADESH & ANR.

Respondent(s)

O R D E R

Leave granted.

We have heard learned counsel for the parties.

This appeal has been filed against the judgment and order dated 09.01.2017 passed by the High Court. Two applications under Section 482, CrPC for quashing proceedings in Case Crime No. 366/2009 and Complaint Case No. 2089/2010 were filed by the appellants. The High Court, by its impugned judgment, dismissed the application except to the extent that summoning order under Section 494, CrPC was quashed.

Learned counsel for the appellants submits that the appellants have already been granted bail in Case Crime No. 366/2009 whereas in Complaint Case No. 2089/2010, no application for bail has been filed.

This Court on 13.04.2017 issued notice as to find out any possibility of settlement between the parties. The matter was referred to the Mediation Centre at Lucknow

Bench of the Allahabad High Court but unfortunately the parties could not arrive at a settlement.

We are of the view that no ground has been made out to interfere with the impugned judgment of the High Court. We, however, observe that interim protection granted by this Court on 13.04.2017 shall continue for a period of three weeks from today, in which period it shall be open for the appellants to make an application for bail before the Court concerned which may be considered in accordance with law. It goes without saying that the application shall be considered in accordance with law without being influenced by any observations made by the High Court.

In view of the above, the the appeal is disposed of.

.....J.
[ASHOK BHUSHAN]

.....J.
[M.R. SHAH]

NEW DELHI;
December 13, 2019.

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 2817/2017

(Arising out of impugned final judgment and order dated 09-01-2017 in CN No. 4077/2011 passed by the High Court Of Judicature At Allahabad, Lucknow Bench)

DR. AMRITA CHATURVEDI & ANR.

Appellant(s)

VERSUS

THE STATE OF UTTAR PRADESH & ANR.

Respondent(s)

(IA No. 43462/2019 - EXEMPTION FROM FILING O.T. and IA No. 6068/2017 - EXEMPTION FROM FILING O.T. and IA No. 43461/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES and IA No. 6069/2017 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(Cr1) No. 2870/2017 (II)

(FOR EXEMPTION FROM FILING O.T. ON IA 6222/2017 and FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 6223/2017)

Date : 13-12-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHUSHAN
HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s)

Mr. Pradeep Kant, Sr. Adv.
Mr. Nikhilesh Kumar, Adv.
Mr. K. N. Rai, AOR
Mr. Sanjaye Goel, Adv.

For Respondent(s)

Mr. Adarsh Upadhyay, AOR
Mr. Anurag Kishore, Adv.

Mrs. Swarupama Chaturvedi, AOR

Mr. Ankur S. Kulkarni, AOR

Mr. Sarvam Ritam Khare, AOR
Ms. Shweta Chaurasia, Adv.

UPON hearing the counsel the Court made the following

O R D E R

CRIMINAL APPEAL NO.1892 OF 2019 @ Special Leave to Appeal (Cr1.)

No(s). 2817/2017

Leave granted.

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

Pending applications stand disposed of.

SLP(Cr1) No. 2870/2017

In view of the order passed in Criminal Appeal No.1892 of 2019, the special leave petition stands disposed of.

Pending applications stand disposed of.

**(MEENAKSHI KOHLI)
COURT MASTER**

**(RENU KAPOOR)
COURT MASTER**