

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.)..... CRLMP  
No(s) .5189/2017

(Arising out of impugned final judgment and order dated 25/11/2016  
in CRLR No. 1634/2016 passed by the High Court of Judicature at  
Allahabad)

SHAMSHUL

Petitioner(s)

VERSUS

STATE OF U.P AND ANR.

Respondent(s)

(With appln. (s) for c/delay in filing SLP)

Date : 31/03/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE A.K. SIKRI  
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. S. B. Upadhayay, Sr. Adv.  
Mr. Kunwar C. M. Khan, Adv.  
Ms. Aasma Choudhary, Adv.  
Mr. Md. Farman, Adv.

For Respondent(s)

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

Delay condoned.

We find from the impugned order that the High Court  
has remanded the case back to the Trial Court for  
deciding the application under Section 319 of the Cr.P.C.  
afresh. Needless to mention, while deciding this  
application the trial court shall not be influenced by  
any observations made by the High Court and shall decide  
the same on its own merits.

The special leave petition is dismissed accordingly.

(RASHMI DHYANI)  
SR.P.A.

(MALA KUMARI SHARMA)  
COURT MASTER