

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1526 OF 2017

[Arising out of S.L.P.(Crl.) No.6497 of 2017 (D.No.9401/2017)]

Rajib Nandy

Appellant(s)

Versus

State of West Bengal

Respondent(s)

O R D E R

Delay condoned.

Leave granted.

Heard learned counsel for the appellant.

On a perusal of the impugned order, we find that the learned Judge has rejected the application for bail without ascribing any reason whatsoever. Needless to say, while granting bail or rejecting bail, the High Court is required to give some reason.

In view of the aforesaid, we allow the appeal and set aside the impugned order and request the High Court to pass a reasoned order so that this Court can appreciate that there has been application of mind while granting or rejecting the prayer for bail.

The appeal is, accordingly, allowed.

.....CJI.
[Dipak Misra]

.....J.
[Prafulla C. Pant]

.....J.
[D.Y. Chandrachud]

New Delhi,
August 29, 2017.

ITEM NO.40

COURT NO.1

SECTION

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 (C) No...../2017
Diary No.9401/2017

(Arising out of impugned final judgment and order dated 14-12-2016
in CRM No. 9705/2016 passed by the High Court at Calcutta)

RAJIB NANDY

Petitioner(s)

VERSUS

STATE OF WEST BENGAL

Respondent(s)

(With appln.(s) for c/delay in filing SLP, exemption from filing
c/c of the impugned judgment and exemption from filing O.T.)

Date : 29-08-2017 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE PRAFULLA C. PANT
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s) Mr. Sarthak Choudhary, Adv.
Mr. Bhanu Pratap Singh, Adv.
Mr. Balraj Dewan, AOR

For Respondent(s)

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

Delay condoned.

Leave granted.

The appeal is allowed in terms of the signed order.

(Chetan Kumar)
Court Master

(H.S. Parasher)
Assistant Registrar

(Signed order is placed on the file)