

ITEM NO.6

Virtual Court 6

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

SPECIAL LEAVE PETITION (CRIMINAL)

Diary No(s). 979/2020

(Arising out of impugned final judgment and order dated 07-05-2019 in MCRC No.17493/2019 passed by the High Court Of M.P At Indore)

PARVEJ @ RAJA

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

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

Date : 21-07-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO

HON'BLE MR. JUSTICE HEMANT GUPTA

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

For Petitioner(s) Mr. Shakil Ahmed Syed, AOR  
Mr. Mohd. Parvez Dabas, Adv  
Mr. Uzmi Jameel Husain, Adv  
Mr. Daanish Ahmed Syed, Adv

For Respondent(s)

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

Delay condoned.

The application filed by the petitioner for bail under Section 439 Cr.P.C. in connection with Crime No. 634 of 2017 registered under Sections 363,366,376(2)(n), 354 and 506 of the IPC was rejected by the High Court.

It was argued on behalf of the petitioner that he has been in custody since 12.11.2017 and the prosecutrix has been examined before the trial Court. It was further argued that even her cross examination by the counsel for the petitioner was completed. Taking note of the fact that the cross examination of the prosecutrix by the counsel for the other accused has not been completed, the High Court refused to grant bail. The High Court was also of the opinion that there was no change of circumstances after the dismissal of application for bail of the petitioner on 23.2.2018.

The testimony of the prosecutrix has been placed on record and it appears that recording of evidence of the prosecutrix has been completed. The High Court is requested to consider the application filed by the petitioner afresh by taking into account the changed circumstances.

The Special Leave Petition is disposed of accordingly.

Pending application(s), if any, stand disposed of.

(Geeta Ahuja)  
Court Master

(Anand Prakash)  
Court Master