

ITEM NO.3

COURT NO.4

SECTION II

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). 2312/2020

(Arising out of impugned final judgment and order dated 07-02-2020 in CR MBA No. 58240/2019 passed by the High Court Of Judicature At Allahabad)

SHIKHER BHANDARI

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

WITH

SLP(Cr1) No. 3010/2021 (II)

Date : 24-08-2022 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. V.K. Shukla, Sr. Adv.
Mr. Rohit Pandey, Adv.
Mr. Vaibhav Maheshwari, Adv.
Mr. Varad Dwivedi, Adv.
Ms. Munisha Anand, Adv.
Mr. Arjun Chaudhary, Adv.
Ms. Shashi Kiran, AOR
Mr. Rohit Gautam, Adv.
Ms. Pooja Dwivedi, Adv.

Mr. Pradeep Jain, Adv.
Mr. Gopal Singh Chauhan, Adv.
Mr. Shubhankar Jha, Adv.
Mr. Deepak Goel, AOR

For Respondent(s) Ms. Srishti Singh, AOR

Mr. Ramakrishnan Viraraghavan, Sr. Adv.
Mr. Ajay Kumar Singh, AOR
Mr. Manindra Dubey, Adv.
Mr. Pankaj Kumar Rai, Adv.
Mr. Yatharth Singh, Adv.
Mr. Divesh Kumar, Adv.

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

SLP(Cr1.) No. 2312/2020

Learned counsel for the State submits that the charge sheet has been filed. We are thus of the view that appropriate course of action for the petitioner is to apply for regular bail before the trial Court and till the application for regular bail is decided, the interim protection granted by this Court vide order dated 04.03.2021 shall continue. The regular bail application may be filed within two weeks from today.

We make it clear that since the quash proceedings are pending before the High Court, the factum of filing of the charge sheet or our order passed today will not prejudice any of the parties in any manner in the quash proceedings.

The special leave petition is disposed of accordingly.

SLP(Cr1.) NO. 3010/2021

In view of the order passed in SLP(Cr1.) No. 2312/2020 and the fact that the petitioner was in custody for about three months and the purport of the impugned order would be to require him to surrender before the trial Court, we had granted interim protection to the petitioner on 15.04.2021, we are of the view that the said interim protection to continue

to enure to the benefit of the petitioner till such time the application for regular bail is decided by the High Court.

The special leave petition is disposed of accordingly.

[CHARANJEET KAUR]
ASTT. REGISTRAR-cum-PS

[POONAM VAID]
COURT MASTER (NSH)