

Rahul Mahendra vs The State Of Uttar Pradesh on 31 January, 2020

Bench: L. Nageswara Rao, Hemant Gupta

1

ITEM NO.29

COURT NO.9

SECTION II

S U P R E M E C O U R T O F
RECORD OF PROCEEDINGS

I N D I A

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s).1664/2020

(Arising out of impugned final judgment and order dated 03-12-2019 in CRMB No.46152/2018 passed by the High Court Of Judicature At Allahabad)

RAHUL MAHENDRA

Petitioner

VERSUS

THE STATE OF UTTAR PRADESH & ANR. Respondent(s)
(With applications for exemption from filing c/c of the impugned judgment and exemption from filing O.T, Permission to file Special Leave Petition)

Date : 31-01-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s)

Mr. Divyesh Pratap Singh, AOR
Ms. Deeksha Gaur, Adv.
Mr. Shantanu Sharma, Adv.
Ms. Shivangi Singh, Adv.

For Respondent(s)

Mr. P. Das, Adv.
Mr. Amit Manav, Adv.
Mr. Y. Bansal, Adv.
Mr. Rauf Rahim, AOR
Mr. S.B.H. Naqvi, Adv.

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

Permission to file Special Leave Petition is granted.

Respondent No.2 who is accused of committing Reason: offences under Sections 364A, 120-B and 342 IPC was released on bail by the High Court by an Order dated 3.12.2019. Aggrieved by the said order, the Petitioner has filed this Special Leave Petition.

Though we are not inclined to interfere with the order passed by the High Court granting bail, we deem it proper that following additional conditions may be added to the conditions which are imposed in Part 10 of the impugned order:

(a) The 2nd Respondent shall stay away from the State of Uttar Pradesh. In case of emergency, he may take permission of the trial Court to enter into the State of Uttar Pradesh.

(b) The Petitioner is at liberty to approach the Trial Court and seek revocation of bail in case Respondent No.2 attempts to influence the witnesses or tamper with evidence.

(c) The Respondent No.2 shall appear in the Trial Court as and when required.

(d) The 2nd Respondent shall inform the trial Court about the place of his residence and report to the local police station at the place of his residence on the first day of every month.

The Special Leave Petition is dismissed. Pending Application(s) shall stand disposed of.

(Geeta Ahuja)
Court Master

(Anand Prakash)
Court Master