

Rafiuddin Sarfuddin Kapadiya vs The State Of Gujarat on 6 January, 2020

Bench: N.V. Ramana, Aniruddha Bose, V. Ramasubramanian

SLP(Crl.)No.3886/19

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ITEM NO.28

COURT NO.2

SECTION II-B

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

I N D I A

Petition(s) for Special Leave to Appeal (Crl.) No(s).3886/2019

(Arising out of impugned final judgment and order dated 21-07-2017
in CRLMA No.15205/2017 passed by the High Court of Gujarat at
Ahmedabad)

RAFIUDDIN SARFUDDIN KAPADIYA

Petitioner(s)

VERSUS

THE STATE OF GUJARAT

Respondent(s)

IA No.151389/2018
JUDGMENT

- EXEMPTION FROM FILING C/C OF THE I

Date : 06-01-2020 These matters were called on for hearing today. CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA HON'BLE MR. JUSTICE ANIRUDDHA
BOSE HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN For Petitioner(s) Mr.
Abhishek Singh, AOR For Respondent(s) Mr. Maninder Singh, Sr.Adv.

Mr. Aniruddha P. Mayee, AOR Ms. Deepanwita Priyanka, Adv.

Mr. A. Rajarajan, Adv.

UPON hearing the counsel the Court made the following O R D E R Heard learned
counsel for the parties. In compliance of order dated 18.12.2019, counsel for the
respondent-State has filed Status Report stating therein that as one of the accused
Aiyaz pleaded pardon, his statement was recorded out of turn and the trial got
slightly delayed. It is further stated in the Report that the trial is again being
conducted on day-to-day basis and only one witness is left to be examined.

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Learned senior counsel appearing on behalf of the respondent-State submits that another four months' time is required to conclude the trial.

Keeping in view the facts and circumstances of the instant case as also the submission made by the learned senior counsel for the respondent-State, we are not inclined to grant bail to the petitioner at this stage.

The special leave petition is accordingly dismissed. As a sequel to the above, pending interlocutory application also stands disposed of.

However, liberty is granted to the petitioner to move for grant of bail if the trial is not concluded within a period of four months.

(SATISH KUMAR YADAV)
AR-CUM-PS

(RAJ RANI NEGI)
ASSISTANT REGISTRAR