



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____/2025
[@ SLP [CRL.] NO.17240/2024]

MOHAMMAD AZAM KHAN & ANR.

Appellant(s)

VERSUS

STATE OF UTTAR PRADESH

Respondent(s)

WITH

CRIMINAL APPEAL NO. _____/2025
[@ SLP(Cr1) No. 17426/2024]

O R D E R

Leave granted.

The appellants have been arraigned as accused in Case Crime No.211 of 2022 dated 19.09.2022 registered at Police Station - Kotwali, District - Rampur for the offences punishable under Sections 409, 411, 201, 120B of the Indian Penal Code, 1860 and Sections 2/3 of the Prevention of Damage to Public Property Act, 1984.

Taking into consideration the facts and circumstances of the case which include the period of incarceration undergone by the appellants, and that the chargesheet has already been filed, we are inclined to set aside the impugned order and grant bail to the appellants.

Accordingly, the impugned order stands set aside and the appellants are granted bail, subject to the terms and conditions which are to the satisfaction of the Trial Court.

The Trial Court shall also impose a condition to the effect that the appellants shall cooperate with the conduct of the trial till its conclusion and shall not make any attempt to influence or win over the witnesses.

Liberty is also granted to the respondent-State to seek for cancellation of bail in case of violation of any of the conditions imposed upon the appellants.

We further make it clear that the Trial Court is at liberty to proceed with the trial, notwithstanding the conduct of the parties.

The appeals stand allowed accordingly, on the aforesaid terms.

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

.....J.
[M.M. SUNDRESH]

.....J.
[RAJESH BINDAL]

NEW DELHI;
FEBRUARY 10, 2025.

ITEM NO.5

COURT NO.8

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). 17240/2024

[Arising out of impugned final judgment and order dated 21-09-2024 in CRMB No. 56071/2023 passed by the High Court of Judicature at Allahabad]

MOHAMMAD AZAM KHAN & ANR.

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH

Respondent(s)

FOR ADMISSION

IA No. 291008/2024 - EXEMPTION FROM FILING O.T.

IA No. 291006/2024 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

WITH

T.P.(Cr1.) No. 653/2023 (II)

IA No. 181375/2023 - EXEMPTION FROM APPOINTMENT OF OFFICIAL TRANSLATOR

IA No. 179904/2023 - EXEMPTION FROM FILING O.T.

IA No. 181374/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 179903/2023 - STAY APPLICATION

SLP(Cr1) No. 17426/2024 (II)

FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 295120/2024

FOR EXEMPTION FROM FILING O.T. ON IA 295121/2024

Date : 10-02-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.M. SUNDRESH

HON'BLE MR. JUSTICE RAJESH BINDAL

For Petitioner(s)

Mr. Kapil Sibal, Sr. Adv.

Mr. Nizam Pasha, Adv.

Mr. Lzafeer Ahmad B. F., AOR

Mr. Sidharth Kaushik, Adv.

Mr. Sachin Narayan Dubey, Adv.

Ms. Awstika Das, Adv.

Ms. Aparajita Jamwal, Adv.

For Respondent(s)

Mr. KM Nataraj, A.S.G.

Mr. Sharan Dev Singh Thakur, Sr. A.A.G.

Ms. Ruchira Goel, AOR
Ms. Indira Bhakar, Adv.
Mr. Sharanya Sinha, Adv.
Ms. Veera Mahuli, Adv.
Mr. Shradha Narayan, Adv.

Mr. Sudeep Kumar, AOR

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

SLP [CRL.] NO.17240/2024
SLP(Cr1) No. 17426/2024

Leave granted.

The appellants are granted bail, subject to the terms and conditions which are to the satisfaction of the Trial Court.

The appeals stand allowed in terms of the signed order.

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

T.P.(Cr1.) No. 653/2023

The matter stands adjourned by four weeks.

We have already indicated that the trial shall go on.

We reiterate the same and direct the Trial Court to proceed with the trial, notwithstanding the conduct of the parties.

(ASHA SUNDRIYAL)
DEPUTY REGISTRAR

(POONAM VAID)
ASSISTANT REGISTRAR

[Signed order is placed on the file]