

ITEM NO.302

COURT NO.1

SECTION II-A

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

**SPECIAL LEAVE PETITION (CRIMINAL) Diary No.31394/2017**

(Arising out of impugned final judgment and order dated 11-04-2017 in IA No. 6662/2016 passed by the High Court of Jharkhand at Ranchi)

**MD. SADAULLAH @ SADAB @ NANKA**

**Petitioner(s)**

**VERSUS**

**THE STATE OF JHARKHAND**

**Respondent(s)**

(With appln.(s) for c/delay in filing SLP, exemption from filing O.T.)

**Date : 08-11-2017 This petition was called on for hearing today.**

**CORAM :**

**HON'BLE THE CHIEF JUSTICE**  
**HON'BLE MR. JUSTICE A.K. SIKRI**  
**HON'BLE MR. JUSTICE AMITAVA ROY**

**Mr. Dhruv Mehta, Sr. Adv. (A.C.)**

**For Petitioner(s)**

**Mr. Harshvardhan Jha, Adv.**  
**Mr. Yugandhara Pawar Jha, AOR**  
**Ms. Mayuri Shukla, Adv.**

**For Respondent(s)**

**Mr. P.S. Narasimha, ASG**  
**Ms. Pinky Anand, ASG**  
**Mr. Rajesh Ranjan, Adv.**  
**Ms. Saudimini Sharma, Adv.**  
**Mr. Hemant Arya, Adv.**  
**Mr. B.V. Balram Das, Adv.**

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

**Delay condoned.**

Heard Mr. Harshvardhan Jha, learned counsel for the petitioner and Mr. Dhruv Mehta, learned Amicus Curiae appointed by the Court. We have also taken assistance of Mr. P.S. Narasimha and Ms. Pinky Anand, learned Additional Solicitor Generals for the Union of India.

The present special leave petition was preferred against the order passed by the High Court whereby the High Court declined to hear the matter out of turn basis and granted liberty to move the application for grant of bail before the appropriate Bench. Be it noted, the prayer for bail was earlier rejected by this Court in S.L.P.(Cr1.) No.5722 of 2016 and granted liberty to renew the prayer for bail and had requested the High Court to consider the application for bail, if the appeal is not heard.

Keeping in view the period of custody, the High Court is requested to dispose of the appeal within four months hence. We have made such a request, as the appellant has remained for more than eleven years in custody. We may also request the High Court to see that the appeals of the convicts who have spent more than ten years in custody, are heard expeditiously.

In view of the aforesaid, the earlier order and other directions passed with regard to many an aspect stand recalled.

The special leave petition is, accordingly, disposed of.

(Chetan Kumar)  
Court Master

(H.S. Parasher)  
Assistant Registrar