



ITEM NO.35

COURT NO.14

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

Petition(s) for Special Leave to Appeal (Crl.) No(s). 1042-1043/2023

(Arising out of impugned final judgment and order dated 13-09-2022 in IA No. 4582/2022 13-09-2022 in IA No. 4583/2022 passed by the High Court Of M.P. At Indore)

NAJMA BEE & ANR.

Petitioner(s)

VERSUS

NARCOTICS CONTROL BUREAU

Respondent(s)

IA No. 199613/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 199612/2022 - EXEMPTION FROM FILING O.T.

Date : 20-02-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE DIPANKAR DATTA

For Petitioner(s) Mr. Rajeev Singh, AOR

For Respondent(s) Ms. Aishwarya Bhati, ASG
Ms. Shreya Jain, Adv.
Ms. Kunika Champawat, Adv.
Ms. Swarupama Chaturvedi, Adv.
Ms. Ruchi Kohli, Adv.
Mr. Rajat Nair, Adv.

UPON hearing the counsel the Court made the following

O R D E R

The petitioners' request for bail during the pendency of the appeal before the High Court was rejected.

They were convicted under Sections 8/21/29 of the NDPS Act 1988 and has been sentenced to 14 years of imprisonment with fine. They have already undergone more than nine and a half years' imprisonment.

Learned ASG points out that the petitioners had been convicted in another offence some time in the year 2003 and sentenced to 3 years of imprisonment and apparently they have undergone the full sentence.

Having considered the materials on record and the statements of the parties it is evidence that the petitioner No.1 has undergone more than 2/3rd of her sentence and there appears to be no likelihood of the appeal being taken up for hearing.

In these circumstances, the petitioners are directed to be enlarged on bail subject to such conditions terms as the trial Court may deem appropriate to impose.

The Special Leave petitions are disposed of.

Pending applications stand disposed of.

(ASHA SUNDRIYAL)
ASTT. REGISTRAR-cum-PS

(MATHEW ABRAHAM)
COURT MASTER (NSH)