

**SUPREME COURT OF INDIA****Bench: Justice Sudhanshu Dhulia, Justice Prasanna Balachandra Varale****Date of Decision: 29 April 2024**

CRIMINAL JURISDICTION

SPECIAL LEAVE PETITION (CRIMINAL) NO. 569 OF 2023

**INDRA MANI ...PETITIONER****VERSUS****THE STATE OF UTTAR PRADESH ...RESPONDENT****Legislation:**

Sections 148, 149, 302, 324 of the Indian Penal Code (IPC)

**Subject:** Grant of one week's interim bail to the petitioner, Dev Mani, convicted under Sections 148, 149, 302, and 324 IPC, for participating in remaining marriage ceremonies of his daughter, following a final judgment by the High Court of Judicature at Allahabad.

**Headnotes:**

Grant of Interim Bail – Petitioner seeks interim bail due to daughter's marriage ceremonies – High Court upheld conviction under IPC Sections 148, 149, 302, 324 – Despite main ceremony on 28.04.2024 being concluded, local customs necessitate petitioner's presence for subsequent rituals – Respondent-State has no objections to the grant of interim bail – Court allows interim bail for one week with conditions including daily reporting and two sureties, one being a close blood relation - Petitioner to surrender by 8th May 2024.

**Referred Cases:**

- Relevant cases involving IPC Sections 148, 149, 302, 324 (not specifically cited in this summary).

**Representing Advocates:**

**For Petitioner(s): Mr. Gaurav Bhatia, Sr. Adv., Mr. Utkarsh Jaiswal, Adv., Mr. Himanshu Shekhar Tripathi, AOR, Mr. Gaurav, AOR**

**For Respondent(s): Ms. Tulika Mukherjee, AOR, Mr. Beenu Sharma, Adv.,  
Mr. Venkat Narayan, Adv.**

## **ORDER**

Mr. Gaurav Bhatia, learned senior counsel appearing on behalf of the petitioner No.2/applicant submits that the petitioner No.2/applicant- *Dev Mani* is in jail and was convicted under Sections 148, 149, 302 and 324 of the Indian Penal Code which has been upheld by the High Court.

The petitioner No.2 sought one week's interim bail for the reason that his daughter was getting married. Although we have been apprised that the marriage ceremony of his daughter is already over as of now which was on 28.04.2024, but according to the petitioner, still certain ceremonies remain to be performed as per the local customs for which he further prays that one week's interim bail may be granted.

We have heard the learned counsel for the respondent-State and she has no objection to granting interim bail for a week, to the petitioner No.2-*Dev Mani* in connection with his alleged involvement in the offence arising out of FIR No.49 of 1984 registered at PS Parshurampur, District Basti, Uttar Pradesh.

Considering the facts and circumstances of the case, we are of the considered opinion that the petitioner No.2-*Dev Mani* is entitled to be released on interim bail for one week and he shall surrender on or before 8<sup>th</sup> of May, 2024, by forenoon.

Accordingly, the petitioner No.2-*Dev Mani* is directed to be released on interim bail for one week subject to two sureties. Out of the two sureties, one surety shall be of close blood relation and the petitioner No.2 shall further apprise his whereabouts to the concerned Police Station on daily basis by 12:00 noon on each day when he is on interim bail.

Accordingly, the Application (I.A No.89285/2024) for interim bail is allowed.

The Registry is directed to communicate this order to the Jail Authorities for onward compliance.

© All Rights Reserved @ LAWYER E NEWS

\*Disclaimer: Always compare with the original copy of judgment from the official website.