



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____/2025
(@ SPECIAL LEAVE PETITION (CRL.) NO.15061/2024

AKASH SANTOSH DEVRUKHE

APPELLANT(S)

VERSUS

THE STATE OF MAHARASHTRA

RESPONDENT(S)

O R D E R

1. Leave granted.
2. Heard learned counsel appearing for the appellant and learned counsel appearing for the State.
3. The appellant has undergone incarceration for a period of about two years and three months. Charge-sheet has been filed. In the counter affidavit filed by the State, antecedents are not pleaded. It is true that the finding of the Trial Court is that in the CCTV footage, the appellant is seen. However, recovery of the weapon allegedly used for assaulting the deceased is not at the instance of the appellant. Only recovery of a vehicle is alleged at the instance of the appellant. In absence of antecedents and considering the peculiar facts of the case,

the appellant deserved to be enlarged on bail till the final disposal of the case.

4. For that purpose, the appellant shall be produced before the Trial Court within a maximum period of one week from today. The Trial Court shall enlarge the appellant on bail on appropriate stringent terms and conditions. It will be open for the Trial Court to impose stringent conditions including a condition of regularly and punctually attending the Trial Court and cooperating the Trial Court for early disposal of the case. The Public Prosecutor shall be heard before fixing the terms and conditions of bail.

5. The Appeal is accordingly allowed.

6. Pending applications stand disposed of.

.....J.
(ABHAY S.OKA)

.....J.
(UJJAL BHUYAN)

NEW DELHI;
JANUARY 17, 2025.

ITEM NO.5

COURT NO.5

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 for Special Leave to Appeal (Crl.) No.15061/2024

[Arising out of impugned final judgment and order dated 26-08-2024 in BA No. 373/2024 - Appealed from passed by the High Court of Judicature at Bombay]

AKASH SANTOSH DEVRUKHE

Petitioner(s)

VERSUS

THE STATE OF MAHARASHTRA

Respondent(s)

(IA No.250048/2024-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.250049/2024-EXEMPTION FROM FILING O.T., IA No. 250048/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 250049/2024 - EXEMPTION FROM FILING O.T.)

Date : 17-01-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) : Ms. Sana Raees Khan, Adv.
Mr. Sandeep Singh, AOR

For Respondent(s) : Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR
Mr. Bharat Bagla, Adv.
Mr. Aditya Krishna, Adv.
Ms. Preet S. Phanse, Adv.
Mr. Adarsh Dubey, Adv.

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

Leave granted.

The appeal is allowed in terms of the signed order.

The operative part of the impugned order reads thus:

"...the appellant shall be produced before the Trial Court within a maximum period of one week from today. The Trial Court shall enlarge the appellant on bail on appropriate stringent terms and conditions. It will be open for the Trial Court to impose stringent conditions including a condition of regularly and punctually attending the Trial Court and cooperating the Trial Court for early disposal of the case. The Public Prosecutor shall be heard before fixing the terms and conditions of bail."

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

(KAVITA PAHUJA)
AR-cum-PS

(AVGV RAMU)
COURT MASTER (NSH)