



**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPEAL NO.2486/2025

SUSHIL SINGH

APPELLANT

VERSUS

**THE STATE OF UTTAR PRADESH
& ANR.**

RESPONDENTS

ORDER

1. The appeal is directed against the order dated 20th December, 2024 passed by the High Court of Judicature at Allahabad, whereby bail was granted to the respondent no.2. Appellant happens to be the complainant, whereas the respondent no.2 figures as

an accused in an FIR alleging commission of murder of the appellant's brother by the respondent no.2 along with other accused.

2. Perusal of the order impugned reveals that the High Court entirely relied on an order dated 01st October, 2024 passed by it earlier while deciding Criminal Miscellaneous Bail Application No.30278/2024.
3. Our attention has been drawn to an order dated 23rd October, 2024 passed by a 3-Judge Bench of this Court in SLP (Crl.) No.14837/2024 (since re-numbered as Criminal Appeal No.245/2025), whereby it was directed that "no other accused shall be released on bail only on the basis of the impugned order dated 01st October, 2024, passed by the High Court of Judicature at Allahabad".
4. It could be true, as suggested by learned counsel appearing for the respondent no.2, that the order dated 23rd October, 2024 was not brought to the notice of the High Court when it disposed of the bail application of the respondent no.2. However, nothing much turns on

it. Once an order has been passed by this Court, the same demands respect, regard and reverence.

5. In such view of the matter, while not disturbing the interim bail granted to the respondent no.2 by this Court vide order dated 06th October, 2025, we set aside the impugned order and direct revival of the bail application of the respondent no.2 before the High Court.
6. The roster Bench of the High Court shall now proceed to decide the bail application on its own merits without being influenced by any observation made in the impugned order dated 20th December, 2024.
7. Till such time the bail application is decided, the respondent no.2 shall continue to remain on interim bail.
8. The bail application of respondent no.2 may be decided as expeditiously as possible, preferably within a period of three months from date.

9. The appeal stands disposed of, keeping open all points on merits.
10. Pending application(s), if any, stand disposed of.

.....J.
(DIPANKAR DATTA)

.....J.
(AUGUSTINE GEORGE MASIH)

**NEW DELHI;
October 28, 2025**

ITEM NO.3

COURT NO.6

SECTION II

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

Criminal Appeal No(s).2486/2025

SUSHIL SINGH

Appellant

VERSUS

THE STATE OF UTTAR PRADESH & ANR. Respondents

[FOR FURTHER HEARING.]

IA No. 39237/2025 - EXEMPTION FROM FILING O.T.

Date : 28-10-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPANKAR DATTA

HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

**For Appellant(s) : Mr. Bhuwan Raj, AOR
Mr. Raman Singh, Adv.
Ms. Manju Savita, Adv.
Ms. Kriti Kumari, Adv.**

**For Respondent(s) :Mr. Adarsh Upadhyay, AOR
Mr. Makarand D. Adkar, Adv.
Mr. Shashank Pachauri, Adv.

Mr. Ashok Kumar Panigrahi, Adv.
Mr. Jitendar Kumar Sharma, Adv.
Mr. Pradeep Singh, Adv.
Mr. Chand Qureshi, AOR**

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

1. The appeal stands disposed of in terms of the signed order.
2. Pending application(s), if any, shall stand disposed of.

(RASHMI DHYANI PANT) (SUDHIR KUMAR SHARMA)
ASTT. REGISTRAR-cum-PS COURT MASTER (NSH)
(signed order is placed on the file)