

**ITEM NO.52**

**COURT NO.3**

**SECTION II**

**S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S**

**SPECIAL LEAVE PETITION (CRIMINAL) Diary No. 35043/2023**

(Arising out of impugned final judgment and order dated 12-01-2023 in CRLA No. 1254/2018 passed by the High Court of Judicature at Allahabad)

**PRADEEP GOSWAMI**

**Petitioner(s)**

**VERSUS**

**STATE OF UTTAR PRADESH**

**Respondent(s)**

**(FOR ADMISSION and I.R. and IA No.184252/2023-CONDONATION OF DELAY IN FILING and IA No.184253/2023-EXEMPTION FROM FILING O.T.)**

**Date : 18-09-2023 This matter was called on for hearing today.**

**CORAM :**

**HON'BLE MR. JUSTICE SANJIV KHANNA  
HON'BLE MR. JUSTICE S.V.N. BHATTI**

**For Petitioner(s)**

**Mr. Gaurav Agarwal, Adv.  
Mr. Pawan Kumar Shukla, Adv.  
Mr. Pankaj Kumar Singh, Adv.  
Mrs. Pragya Verma, Adv.  
Mrs. Shristhi Gupta, Adv.  
Mr. Raj Singh Rana, AOR**

**For Respondent(s)**

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

**Delay condoned.**

**We are not inclined to interfere with the impugned judgment, as the learned counsel for the petitioner was not ready to argue the appeal before the High Court.**

**We have noticed this trend in several cases/orders, that are made subject matter of challenge before this Court. Learned counsel, it appears, press for hearing of the application for**

suspension of sentence/bail, but want to avoid arguing the main appeal on merits. Learned counsel should be willing and ready to argue the appeal on merits, especially in cases where the appellant/accused have suffered incarceration for some years.

We request the High Court to take up Criminal Appeal no. 1254/2018 filed by the petitioner and other co-accused for hearing. Learned counsel for the appellant - accused and State should be ready for arguments on the appeal.

Recording the aforesaid, the special leave petition is dismissed.

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

**(DEEPAK GUGLANI)**  
AR-cum-PS

**(R.S. NARAYANAN)**  
ASSISTANT REGISTRAR