

CC No. 31/2022
CNR no. DLCT11-000266-2022
RC No. 09(A)/2018/CBI/AC-1/ND
CBI v. Sachin Chauhan & Ors.

10.10.2025

(Present proceedings have been conducted on Hybrid Mode)

Present : Sh. Raj Kamal, Ld. PP for CBI.

HIO/Inspector Avinash Gupta, physically present.

A-1 Sachin Chauhan, **A-2** Kuldeep, **A-3** Vikram Mishra, **A-4** Amit Kumar, **A-5** Dipu Kumar, **A-6** Sanjay @ Sanjay Kadian, through VC.

Sh. S. Athmanandha Perumal, AR of **A-7** M/s Sify Technologies, through VC.

Sh. Aditya Sachdeva, Ld. Counsel for **A-1** Sachin Chauhan, through VC.

Sh. Nitish Gupta, Ld. Counsel for **A-2** Kuldeep, through VC.

Sh. Keshav Sharma, Ld. Legal Aid Counsel for **A-3** Vikram Mishra, physically present.

Ms. Arya Pathak, Proxy Counsel for **A-4** Amit Kumar, physically present.

Sh. Siddharth Kumar, Proxy Counsel for **A-5** Dipu, through VC.

Ms. Summi Singh, Proxy Counsel for **A-6** Sanjay @ Sanjay Kadian, physically present.

S. S. Ahluwalia and Nishant Varun, Ld. Counsels for **A-7** M/s Sify Technologies, physically present.

1. Arguments on the point of framing of charge of learned Legal Aid Counsel for **A-3** Vikram Mishra heard. It is his submission that there is no recovery of any incriminating item from **A-3** Vikram Mishra; that on the date of the examination **A-3** Vikram Mishra was not there at the examination centre i.e. M/s Ray Group of Institutions, Dwarka, Delhi; that **A-3** Vikram is not a government employee so as to invite the applicability of Prevention of Corruption Act, 1988 against him; that **A-3** Vikram

has been booked largely on the basis of confessional statement of A-1 Sachin Chauhan, which cannot be read against the former; that the only connect between the accused and the alleged offence, as per the CBI, are the CRDs; that as per the CDRs, A-3 Vikram was telephonically in touch with A-1, A-4, A-5 and A-6; that there are no audio recordings of any telephonic calls between A-3 and other accused persons, much less transcript of any telephonic conversation, or exchange of any SMS or messages/chats between them; that A-3 Vikram was acquainted with A-4 Amit and A-5 Dipu since a long time as friends on casual basis, and consequently the CDRs showing that they were telephonically in touch with each other is not something that can be said to be out of the ordinary; that timings of the CDRs will show that A-3 Vikram Mishra was generally in touch with them; that as per the CDRs there were two calls between A-3 and A-1, but the said two calls was not made by A-3 Vikram as he did not know A-1; that as per the CBI, A-3 Vikram is an IT professional, but there is nothing on record to state that he did any IT related work qua the examination conducted on 21.02.2018; that the forensic audit by an external agency (M/s Deloitte) failed to connect A-3 Vikram with the alleged offences; that the allegations levelled against A-3 Vikram are omnibus with no evidence; that investigation conducted by CBI failed to bring forth any admissible evidence against A-3 Vikram. In support of his arguments, learned Legal Aid Counsel for A-3 Vikram places reliance on the following two judgments of Delhi High Court: (a) Mamta Sapra v. The State Govt. of NCT of Delhi, MANU/DE/4328/2024 : 2024 DHC 4852 : 312 (2024) DLT 428,

and (b) Moin Khan v. The State of NCT of Delhi,
MANU/DE/8353/2024 : 2024 DHC 9286.

2. HIO/Inspector Avinash Gupta has brought the CCTV footage(s) in a hard disk today before the Court. The CCTV footage(s), as submitted by Ld. PP for CBI, are of the examination centre. It is submitted by the HIO that the CCTV footage(s) is of 10 hours duration. Ld. Legal Aid Counsel for A-3 is at liberty to see the said footage(s) in the office of CBI. For this, he may coordinate with the HIO. In case, any additional submissions are to be advanced by Ld. Legal Aid Counsel for A-3 on the basis of the CCTV footage(s), he may do so on the next date of hearing.

3. List the matter for arguments on charge on behalf of A-7 M/s Sify Technologies on the date already fixed i.e. 18.10.2025 at 02:00 pm.

(M. P. Singh)
Special Judge (PC Act) CBI-02
RADC/New Delhi/10.10.2025