

CBI No. 30/2024 (CNR DLCT11-000071-2024)
RC 050 2021A 0004
CBI SC-II, New Delhi
U/s 120B r/w 420/468 & 471 IPC & 13 (2) r/w 13 (I) (d)
of P.C Act 1988

CBI Vs. M/s Indian Technometal Co. Ltd & Ors.

17.04.2025

Present : Sh. Rajesh Kumar, Ld. PP for CBI.

DSP Subhash Chandra on behalf of I.O

**A-2 Rakesh Kumar Sharma is already declared
Proclaimed Absconder vide order dated 04.11.2024.**

A-7 Anil Kumar Jain, A-8 Vishal Jain, A-12 Dayanand,
A-13 Vikas Gupta, A-14 Roshan Lal, A-15 Pawan
Kumar Gupta, A-16 Shailender Nath, A-19 Alok Baliyar
Singh and A-20 Shakti Ranjan Dash are on bail.

A-3 Vinay Sharma (VC), A-4 U. Madhusudan Rao
(VC), A-5 Mukesh Kr. Dave (VC) and A-6 Sita Ram
Gupta (VC), are on bail.

Sh. Jayesh K. Unnikrishnan (VC), Ms. Sasmita Tripathy
(VC) and Ms. Smriti, Ld. Counsel for Aswini Kumar
Sahoo, Director (A-1) & (A-10).

Sh. Diljit Singh Ahluwalia and Sh. Angad Ahluwalia,
Ld. Counsel(s) for A-4.

Sh. Sunil Sethi, Ld. Counsel for A-5 and A-6.

Sh. Arun Kumar & Ms. Rashi Jain, Ld.Counsel for A-7.

Sh. Awadesh Kumar (VC) , Ld. Counsel for
Neeraj Gupta, Director of A-11.

Sh. Ram Kumar Sharma, Ld. Counsel for A-13

Sh. Anil Kumar, Ms. Pinky Singh & Sh. Amir Khan,
Ld. Counsel for A-16.

Sh. Rony O. John, Sh Shivam Batra, Ms. Arpita & Mohd. Ibrahim, Ld.Counsel for A-20.

An application seeking exemption from personal appearance on behalf of A-1 Ashwini Kumar Sahoo Director of A-1 and A-10 is moved through counsel on medical ground. In view of the submission, **Ashwini Kumar Sahoo is exempted from personal appearance only for today.**

Explanation qua non availability of the regular PP as conducting PP in the present case is filed by CBI in compliance of order dated 28.03.2025. It is taken on record.

Part arguments heard on the applications **(IA-7/2024 and IA-08/2024)** moved on behalf of the applicants Neeraj Gupta and Ashwini Kumar Sahoo respectively. The bone of contention raised on behalf of the applicants is that they have already resigned from the respective companies i.e. M/s. Indian Technolime Co. Ltd. and M/s. Indian Technomac Co. Ltd. as directors way back in 2015. The reliance is also placed upon the MCA data filed alongwith the applications which reflects their status in the above noted companies of having resigned in the year 2015.

Per contra, the CBI has placed reliance upon the data sought from MCA in respect to the above noted two companies, which reflects otherwise. As per the data relied upon by the CBI, both of them continue to be directors. So the data's from same source i.e. Ministry of Corporate Affairs reflect the record of present directors to be in contradiction to each other. The issue herein in respect to the present directors of the above noted companies and service to be effected upon the companies through their present directors.

Accordingly CBI to file the report regarding the above noted contradictory data of MCA with respect to the present directors after getting the clarifications of the same from MCA.

It is further informed by the CBI that as per the data provided by MCA, A3 Vinay Sharma still continues to be the director of the above noted two companies. A3 accordingly to clarify as to his position in the above noted two companies on the next date of hearing, as his counsel is not available.

Arguments heard on behalf of Ld. Counsel for A-4 on his application seeking production of documents referred in the list of unrelieved upon documents. One list of unrelieved documents and their relevance is filed by applicant. Copy supplied to CBI. Ld. PP for CBI seeks some time to address the arguments on the application of A-4 in view of the list filed today.

Perusal of the record shows that the application of A-8 (IA-10/2024) seeking pardon is also pending for disposal.

Ld. PP for CBI submits that they have no objection to request of A-8 to become approver. He seeks time to take appropriate steps for getting statement of A-8 recorded before the court of Ld. Magistrate.

It is stated on behalf of A20 that his application seeking supply of legible copies of relied upon documents is pending. It is further stated that they had carried out the inspection of the documents in the court records and some of the documents in the court record are in better condition. It is further assured that they will supply the list of such documents to CBI, who thereafter shall supply the documents by taking appropriate steps by the next date of hearing.

At this stage, Ld. Counsel for A20 has filed an application regarding his arrival to India on 08.04.2025 in compliance of order dated 26.03.2025 vide which he was allowed to travel abroad. The copy of the same be supplied to CBI. The aforesaid intimation is taken on record.

The application is disposed off accordingly.

Be listed for **disposal of pending applications (IA-7/2024, IA-8/2024 & IA-10/2024)** and scrutiny of documents on 15.05.2025.

(GAGANDEEP SINGH)
Special Judge, PC Act, CBI-04
Rouse Avenue District Courts,
New Delhi: 17.04.2025