

**IN THE COURT OF
SHRI NAVEEN GUPTA
SPECIAL JUDGE (PC ACT), CBI-12,
ROUSE AVENUE COURTS COMPLEX, NEW DELHI.**

CNR No. DLCT11-000146-2022

CC No. 19/2022

CBI Vs. R.S. Moni & others

29.11.2022

Present: Shri Ashwani Joshi, Ld. Sr. PP for the CBI.
IO DSP Attarpal Singh in person.

Ms. Mrinalini Sharma, Ld. Counsel for A-1

Shri M. Sowri Dev along with Shri Prashant Singh,
Ld. Counsel for A-2

Shri Dhruv Sehrawat, Ld. Counsel for A-3.

Shri S. Uday Bhanu, Ld. Counsel for A-4.

Shri Rohan Malik along with Shri Yash Saini,
Ld. Counsel for A-5.

All the five accused persons namely, A-1 R.S. Moni,
A-2 G. Purushottam, A-3 Gaurav Kohli, A-4 S.
Subhash and A-5 Sunil Kumar Grover are present
in person.

Fresh Vakalatnama has been filed by Ld. Counsel
appearing on behalf of A-1 R.S. Moni.

**Ms. Mrinalini Sharma, Ld. Counsel appearing
for A-1** has stated that pursuant to the application moved under
Section 207 Cr. P.C. on behalf of A-1, the deficient documents
mentioned in the application dated 11.10.2022 except documents
D-26 and D-59 mentioned at Serial Nos. 1 & 8 have already been
supplied.

Ld. Sr. PP for the CBI has stated that in the document D-59, pages No. 278 to 337 are blank. Further, in the document D-26, pages No. 93 to 164 are unrelied upon document.

At this stage, Ld. Counsel for A-1 has stated that considering the submissions made by Ld. Sr. PP for the CBI, A-1 does not require blank pages of document D-59. However, A-1 needs copy of unrelied upon document i.e. D-26 from pages 93 to 164.

In view of the above-said submissions, the prosecution is directed to provide pages No. 93 to 164 of D-26 within 10 days from today.

Accordingly, the applications dated 26.09.2022 and 11.10.2022 moved on behalf of A-1 stand disposed of.

On inquiry, Ld. Counsel for A-1 has stated that after receipt of the above-said pages of D-26, compliance of mandate of Section 207 Cr. P.C. in respect of A-1 would stand satisfied.

Shri M. Sowri Dev, Ld. Counsel appearing for A-2 has stated that vide application dated 11.10.2022, A-2 has requested for supply of statements of witnesses mentioned at Serial Nos. 53, 54, 87 and 88 which were not supplied earlier. Further, copies of DVD (Q2) and CD (S-4) relied upon by the prosecution were also not supplied.

In response, Ld. Sr. PP for the CBI has stated that statements of witnesses mentioned at Serial Nos. 53, 54, 87 and 88 have not been recorded. Further, the prosecution is ready to

supply IO copy of DVD (Q2) and CD (S-4) to A-2 within 10 days from today.

Ld. Counsel for A-2 has stated that considering the submissions made by Ld. Sr. PP for the CBI, A-2 is ready to receive IO copy of DVD (Q2) and CD (S-4). He has further stated that after receipt of DVD (Q2) and CD (S-4), compliance of mandate of Section 207 Cr. P.C. in respect of A-2 would stand satisfied.

Accordingly, the application dated 11.10.2022 moved on behalf of A-2 stands disposed of.

Shri Dhruv Sehrawat, Ld. Counsel for A-3 has stated that the documents supplied to A-3 are in order and that he does not require any other document from the prosecution.

In addition to earlier application moved on behalf of A-4 on 26.09.2022, Ld. Counsel appearing for A-4 today has moved another application under Section 207 Cr. P.C. seeking supply of deficient documents.

Shri S. Uday Bhan, Ld. Counsel appearing for A-4 has stated that A-4 requires copies of unrelayed documents, which are part of D-2 and copy of D-68, which is relayed upon document. He has further stated that since copies of DVD (Q2) and CD containing specimen voice sample of A-4 is likely to be supplied, A-4 would not require document D-67.

In response, Ld. Sr. PP for the CBI has stated that the prosecution is ready to supply copies of documents which are part of D-2 and copy of D-68 as well as IO copy of DVD (Q2)

and CD (S-4) containing specimen voice sample of A-4 to A-4 S. Subhash within 10 days from today.

Ld. Counsel for A-4 has stated that considering the submissions made by Ld. Sr. PP for the CBI, A-4 is ready to receive IO copy of DVD (Q2) and CD (S-4) containing specimen voice sample of A-4.

Ld. Counsel for A-4 has stated that after receipt of above-said documents i.e. Part of D-2 and D-68 and DVD (Q2) and CD (S-4) containing specimen voice sample of A-4, compliance of mandate of Section 207 Cr. P.C. in respect of A-4 would stand satisfied.

Accordingly, the application dated 26.09.2022 as also the application moved today i.e. 29.11.2022 moved on behalf of A-4 stand disposed of.

Shri Rohan Malik, Ld. Counsel appearing for A-5 has stated that vide application moved on 26.09.2022 and 11.10.2022, A-5 has requested for supply of statements of witnesses mentioned at Serial Nos. 53, 54, 87 and 88 as also the documents, D-29 and D-59. Ld. Counsel has further stated that he also requires copies of DVD (Q2) and CD (S-7) relied upon by the prosecution.

At this stage, Ld. Counsel has stated that he would inspect the Court record in respect of document D-29. Ld. Counsel for A-5 has further stated since the prosecution has already responded that statements of witnesses mentioned at Serial Nos. 53, 54, 87 and 88 have not been recorded and further

document D-59 is unrelieved upon document, he does not wish to pursue his application moved on 26.09.2022.

So far as supplying copy of DVD (Q2) and CD (S-7), Ld. Sr. PP for the CBI has stated that IO copy of DVD (Q2) and CD (S-7) containing specimen voice sample of A-5 will be provided within 10 days from today.

Ld. Counsel for A-5 has stated that after receipt of IO copy of DVD (Q2) and CD (S-7), compliance of mandate of Section 207 Cr. P.C. in respect of A-5 would stand satisfied.

Accordingly, the applications dated 26.09.2022 and 11.10.2022 moved on behalf of A-5 stand disposed of.

The application moved on behalf of A-3 Gaurav Kohli seeking permission for getting his passport renewed has been disposed off vide separate order.

Put up for compliance on 13.12.2022.

**(NAVEEN GUPTA)
Spl. Judge (PC Act), CBI-12
RACC/New Delhi/29.11.2022**