

CBI Vs. Narayan Diwakar
(SHRI SANMATI CGHS)
CBI No. 114/2019
CNR No.DLCT110005082019

10.05.2023

Present: Ms. Shashi Tiwari, Ld. PP for CBI.
Accused Narayan Diwakar (A-1)
Proceedings against Accused Ramesh Chandra (A-2)
stands already abated vide order dated 18.10.2021.
Proceedings against Accused Vinod Kumar Gupta (A-3)
stands already abated vide order dated 05.08.2022.
Accused Vipin Gupta (A-4)
Accused Raj Kumar Gupta (A-5)
Accused Kamlesh Gupta (A-6)
Sh. Yogesh Verma along with Sh. Bhavtosh Sharma,
Ld. Counsels for A4, A5 and A6.
Proceedings against Accused Sushil Kumar Sharma (A-8)
stands already abated vide order dated 27.08.2018.

LW112 Sh. Tek Chand is present. He is examined as PW56 and discharged.

LW113 Sh. R.S. Ryat has been served with the summons but I am told that he has sent a request through Whatsapp. Ld. PP for CBI submits that his role is not clear to her as there is no statement u/s 161 Cr.P.C. of this witness. It was further stated that even the relevant documents to be proved by this witness, is not known to her.

She has made a request to summon him again.

Let he be summoned for the next date of hearing.
HIO is also directed to be present on the next date of hearing.

Summons issued to LW117 Vijaya Shankar P appears to have been served through mail. But he is not present today. In the interest of justice, he be also summoned for the next date of hearing.

It was pointed out that another witness LW118 Sidharth Rao was served through PS but he is also absent. Let he be summoned for the next date of hearing.

At this stage, Sh. Bhavtosh Sharma, Ld. Counsel appearing for the accused persons pointed out that he was the counsel for accused Vinod Gupta, who has already expired and the proceedings against him have already abated. He further submitted that he had moved an application on behalf of the son-in-law of the accused Vinod Gupta, who stood surety for the accused, seeking release of the FDR and that application is still pending.

Heard and perused the record.

From the record, it is evident that during the pendency of the present case, accused Vinod Kumar Gupta (A-3) expired and proceedings against him have already been abated vide order dated 05.08.2022 of Ld. Predecessor of this court. It is further evident that Natarajan Ranganathan stood surety for the accused Vinod Kumar Gupta and the FDR in the sum of Rs. 50,000/- in the name of Natarajan Ranganathan is lying on the record. Since, the proceedings against the accused Vinod Kumar Gupta have already been abated, therefore, the FDR be released to the surety namely Natarajan Ranganathan against the acknowledgment.

Application is disposed off accordingly.

At this stage, Ld. Counsel Sh. Bhavtosh Sharma pointed out that Natarajan Ranganathan has authorized him to take the FDR on his behalf as he is the resident of Ghaziabad. He is filing the vakalatnama on behalf of the surety. Let the vakalatnama be taken on record.

In view of the submissions made, FDR belonging to Natarajan Ranganathan be released to his counsel Sh. Bhavtosh Sharma against the acknowledgment and on production of the authority letter issued by Sh. Natarajan Ranganathan.

Now, put up for remaining PE **02.08.2023**.

Following witnesses be summoned for the next date of hearing:-

LW113 Sh. R.S. Ryat.

LW117 Sh. Vijay Shankar, GEQD.

LW118 Sh. Sidharth Rao.

(Rajesh Kumar Goel)
Special Judge (PC Act) (CBI)-16
Rouse Avenue District Courts
New Delhi/10.05.2023