



\$~15 & 16

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.REV.P. 685/2015 CRL.M.A. 15835/2015 CRL.M.A.
11061/2018

CENTRAL BUREAU OF INVESTIGATIONPetitioner

Through: Mr. Ripudaman Bhardwaj, SPP for
CBI with Mr. Kushagra Kumar and
Mr. Abhinav Bhardwaj, Advs.

versus

LAV KUMAR SAXENA & ANRRespondent

Through: Mr. Ajit Kumar Singh and
Ms. Priyanka Singh, Advocates

+ CRL.REV.P. 42/2020

THE ASSISTANT DIRECTOR (PMLA), DIRECTOR OF
ENFORCEMENTPetitioner

Through: Mr. Anupam S. Sharma, Special
Counsel for ED.

versus

SHRI LAV KUMAR SAKSENA & ANR.Respondent

Through: Mr. Ajit Kumar Singh and
Ms. Priyanka Singh, Advocates

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **14.10.2024**

CRL.M.A. 14592/2024

1. Mr. Ripudaman Bhardwaj, SPP for the CBI appears and states that even though the accused have been discharged, the revision petition is pending before this Court and reference to documents may be necessitated.



2. Counsel for the applicant/respondent, however, states that pursuant to the discharge order the Trial Court directed on 10th December, 2015 that the original documents be returned to the persons/authorities from whom they were seized.

3. In these circumstances, notwithstanding that this petition is pending before this Court, and the accused have been discharged, the Court does not see any impediment in the original documents being returned to the respective authorities/persons subject to photocopies being retained of the same by the Trial Court. These documents admittedly are deposited before the Trial Court.

4. Accordingly, the Trial Court, which is repository of the physical records, is directed to release the documents, to the authorities/persons from whom it was seized by the CBI, after retaining a photocopy which will be endorsed by the Trial Court. The list of documents for release are as under:

S.No.	Details of Documents
1.	Plot No. B-720, UPSIDA site C. Housing Sector industrial Area Surajpur, Greater Noida, GB Nagar, UP Serial No. 33 as mentioned in list of documents.
2.	LIC Policies in the name of family members of Sh. Luv Kumar Saksena, Serial no. 34 as mentioned in list of documents.
3.	Original sale deed dated 01.03.2002 between M/s Rajshree Builders and Promoters Pvt. Ltd. Sector-26, Noida and Smt. Malti Saksena Serial No. 43 as mentioned in list of documents.
4.	Original Share Certificate in physical form.

5. Respondent Nos.1 and 2, who are husband and wife, undertake to re-



submit these documents in case they are available, in the original form, for any purpose in subsequent proceedings.

6. Respondent No.1 is present in the Court and statements on behalf of both respondent Nos.1 and 2 are taken on record in the presence of their counsel.

7. Accordingly, the application is disposed of with the aforesaid directions.

CRL.REV.P. 685/2015 & CRL.REV.P. 42/2020

1. The directions may be carried out within a period of three weeks.
2. List on 10th February, 2025.
3. Order be uploaded on the website of this Court.

ANISH DAYAL, J

OCTOBER 14, 2024/MK