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Crl.A.No. 446-449 OF 2004
ITEM No.301

Court No.10

SECTION IIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CRLMP Nos.1908-1911/2005 In CRLMP Nos.6658-6661/2004 In
Criminal Appeal No. 446-449/2004

ZAHIRA HABIBULLAH SHEIKH & ANR.

Appellant (s)

VERSUS

STATE OF GUJARAT & ORS.

Respondent (s)

(For extension of time)

Date : 21/02/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE H.K. SEMA

For Appellant (s)Ms. Aparna Bhat,Adv.
Mr. P. Ramesh Kumar,Adv.

For Applicant (s)Mr. P.N. Lekhi, Sr.Adv.
Mr. Rajan Chaurasia,Adv.
Mr. S.K. Bandhopadhyay,Adv.
Mr. Dinesh Kumar Garg,Adv.

For Respondent (s)Ms. Hemantika Wahi,Adv.
Ms. Sadhna Sandhu,Adv.

Dr. Kailash Chand,Adv.

Mr. Mukesh K. Giri,Adv.

Mr. Sanjay Jain,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard.

The parties are granted four weeks' time to file the affidavits in terms of the earlier order dated 10.01.2005. We make it clear that we have not taken note of paragraph-8 of the application filed in Crl.M.P. Nos.1908-1911 of 2005.

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Criminal Miscellaneous Petition Nos.1908-1911 of 2005 are, accordingly, disposed of.

Crl.M.P. Nos.6658-6661 of 2004

By order dated 10.01.2005, the question as to whether Ms. Zahira Habibullah Sheikh was in any manner induced to depose in a particular way, has been directed to be enquired into, we think it appropriate to direct her to file an affidavit indicating details of her bank accounts, advances, other deposits, amounts invested in movable or immovable properties and advances or security deposits, if any for the aforesaid purpose, along with the affidavit to be filed before the Registrar General of this Court. She will also indicate the sources of the aforesaid deposits, advances and investments, as the case may be. She shall also indicate the details of such deposits, advances and investments, if any, in respect of her family members and the source thereof. The Registrar General and police officer nominated to be associated with enquiry are free to record statements of such family members and to make such further enquiries in the manner as deemed necessary and to ask the family members to file affidavits containing the details as noted above. They shall indicate in the affidavits and the statements the source of such deposits, advances and investments. If the Registrar General and the police officer feel that any further enquiry as regards the sources is necessary, they shall be free to do it.

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Since, we have extended the time for filing of affidavits by the parties, the enquiry report shall be submitted by the Registrar General within three months from today.
Put up thereafter.

(Neena Verma) (Vijay Aggarwal)
Court Master Court Master