

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

RECORD OF PROCEEDINGS

CRIMINAL APPEAL NO(s). 534 OF 2006

MUSTAFA AHMED DOSSA

Appellant (s)

VERSUS

JT.SECTY. GOVT OF INDIA & ORS

Respondent(s)

(With office report )

Date: 27/02/2007 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE MARKANDEY KATJU

For Appellant(s)

Mr. Rizwan G.Merchant, Adv.

Mr. Prem Malhotra,Adv.

For Respondent(s)

Mr. Ravindra Keshavrao Adsure,Adv.

Mr.Ashok Bhan, Adv.

Ms.C.K.Sucharita,Adv.

Mr. P. Parmeswaran ,Adv

Mr. B.K. Prasad, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties from 2.35 p.m. to 2.40 p.m.

The appeal is dismissed in terms of the signed order.

(Meenu Sethi)

Court Master

(Pushap Lata Bhardwaj)

Court Master

Signed order is placed on the file

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 534 OF 2006

Mustafa Ahmed Dossa

...Appellant

Versus

Jt.Secty.Govt. Of India & Ors.

...Respondents

ORDER

Mr.Ashok Bhan, learned counsel appearing

on behalf of the Union of India on instructions from

Mr.N.M.Krishnan, Deputy Secretary, Department of Revenue

(Economic Intelligence Bureau), New Delhi, who is present in

the Court, makes a statement before us that no proceeding

under The Smugglers & Foreign Exchange Manipulators

(Forfeiture of Property) Act, 1976( for short 'SAFEMA') has

been initiated against the appellant herein pursuant to the

order of detention dated 25.3.1992. As it is not in dispute

that the period of detention is already over, we are of the opinion that we need not go into the questions raised by the appellant in this appeal. We would, however, like to observe that if and when any proceeding under SEFAMA is initiated against the appellant, he will be entitled to move this Court.

The appeal is dismissed with the aforementioned observations.

.....J.

[ S.B. SINHA ]

.....

...J.

[ MARKANDEY ]

KATJU]

New Delhi,

February 27, 2007