

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

Petition(s) for Special Leave to Appeal (Cr1) No(s).7632/2012
(From the judgement and order dated 24/07/2012 in CRA No.202/2012,
of The HIGH COURT OF PATNA)

NARAYAN MISHRA AND ORS

Petitioner(s)

VERSUS

STATE OF BIHAR THR VIGILANCE DEPARTMENT Respondent(s)
(With appln(s) for stay and permission to file additional documents)

Date: 26/11/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. S.B. Upadhyay, Sr. Adv.
Mr. Santosh Mishra, Adv.
Mr. Rohit Kumar Singh, Adv.
Mr. Param Mishra, Adv.
Ms. Nirmala Upadhyay, Adv.

For Respondent(s) Mr. Ranjit Kumar, Sr. Adv.
Mr. Gopal Singh, Adv.
Mr. Manish Kumar, Adv.
Mr. Chandan Kumar, Adv.

UPON hearing counsel the Court made the following
O R D E R

This matter has come up for consideration of the interim prayer regarding the confiscation of the dwelling house of the Petitioner No.1.

Mr. S.B. Upadhyay, learned senior counsel appearing for the petitioners submitted that the dwelling house has not been acquired by the petitioners by means of any offence of criminal misconduct. He has drawn our attention to certain materials to show that loans and advances were granted to the Petitioner No. 1 to construct the dwelling house.

We direct the Petitioner No.1 to file an affidavit showing the details of the amounts of loans and advances, the installments for repayment of the loans and advances and interest and the valuation of the dwelling house. The affidavit should also contain the details of the salary of the Petitioner No.1 which he was getting during the period of his repayment of the installments and interest.

Let the affidavit be filed by the Petitioner No.1 by 3rd December, 2012 duly serving a copy on the other side.

The respondent-State may file its reply by 10th December, 2012.

Post the matter on 13th December, 2012.

| (G. SUDHAKARA RAO)
| COURT MASTER

| | (SHARDA KAPOOR)
| | COURT MASTER