

ITEM NO.4

COURT NO.5

SECTION II-C

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 (Crl.) No(s). 8438/2023

(Arising out of impugned final judgment and order dated 12-12-2022 in CRA No. 458/2020 passed by the High Court Of Chhatisgarh At Bilaspur)

SAGAR THARWANI

Petitioner(s)

VERSUS

THE STATE OF CHHATTISGARH & ORS.

Respondent(s)

IA No. 121500/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 121499/2023 - EXEMPTION FROM FILING O.T.

IA No. 128287/2023 - EXEMPTION FROM FILING O.T.

IA No. 123762/2023 - EXEMPTION FROM FILING O.T.

IA No. 121503/2023 - INTERIM BAIL

IA No. 123761/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 128283/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 30-11-2023 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE DIPANKAR DATTA

For Petitioner(s) Mr. Nidhesh Gupta, Sr. Adv.
Mr. Siddharth R. Gupta, Adv.
Mr. Pranjal Agrawal, Adv.
Mr. Gautam Prabhakar, Adv.
Ms. Sakshi Banga, Adv.
Mr. Mrigank Prabhakar, AOR

For Respondent(s) Mr. Sourav Roy, D.A.G.
Mr. Mahesh Kumar, Adv.
Mr. Aman Preet Singh Rahi, Adv.
Mr. Nikhilesh Kumar, Adv.
Mr. Kaushal Sharma, Adv.
Ms. Devika Khanna, Adv.
Mrs. V D Khanna, Adv.
Mr. Vmz Chambers, AOR

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

1. During the course of hearing, we have gone through the statement of Pinki Nagwani (PW-17) recorded under Section 161 CrPC as well as her deposition in the Court including the cross-examination. We have also noted that the petitioner took the plea of *alibi* for which onus was on him to lead evidence and prove that he was not at the place of occurrence. Learned senior counsel for the petitioner seeks and is granted two weeks' time to examine the evidence in this regard.

2. Since Respondent Nos. 2 and 3 are proforma respondents, their service is dispensed with.

3. Post the matter on 04.01.2024.

(KAPIL TANDON)
COURT MASTER (SH)

(PREETHI T.C.)
COURT MASTER (NSH)