



ITEM NO.4

COURT NO.13

SECTION II-C

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

Petitions for Special Leave to Appeal (Cr1.) Nos. 8164-8166/2021

(Arising out of impugned final judgment and order dated 03-11-2020 in CRLREVP No. 1219/2019, CRLREVP No. 1220/2019 and CRLREVP No. 1222/2019 passed by the High Court of Delhi at New Delhi)

MOHD. ARBAZ & ORS.

Petitioner(s)

VERSUS

STATE OF NCT OF DELHI

Respondent(s)

WITH

SLP(Cr1) No. 6876-6877/2022 (II-B)

(FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 103181/2022)

SLP(Cr1) No. 8718/2021 (II-B)

(FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 147020/2021)

SLP(Cr1) No. 8496-8497/2021 (II-B)

(FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 149482/2021, FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 164250/2021, FOR EXEMPTION FROM FILING O.T. ON IA 164253/2021 AND FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 164255/2021)

SLP(Cr1) No. 355/2022 (II-B)

(FOR EXEMPTION FROM FILING O.T. ON IA 7098/2022)

SLP(Cr1) No. 532/2022 (II-B)

(FOR GRANT OF BAIL ON IA 63711/2022)

SLP(Cr1) No. 1118/2022 (II-B)

(IA No. 18865/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 18864/2022 - EXEMPTION FROM FILING O.T. and IA No. 18862/2022 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

SLP(Cr1) No. 2666/2022 (II-B)

(FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 41461/2022, FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 41462/2022, FOR APPLICATION FOR TAKING ON RECORD ON IA 46867/2022, FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 46871/2022 FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 53398/2022.)

SLP(Cr1) No. 5190/2022 (II-B)

(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 79259/2022 and FOR GRANT OF BAIL ON IA 111130/2022

Date : 09-11-2022 These petitions were called on for hearing today.

CORAM :

**HON'BLE MR. JUSTICE A.S. BOPANNA
HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA**

For Petitioner(s) **Mr. Sidharth Luthra, Sr. Adv.
Mr. Aditya Raju, Adv.
Mr. Rohan Dewan, Adv.
Ms. Shubhangini Jain, Adv.
Mr. Yash Giri, Adv.
Mr. Balaji Srinivasan, AOR**

**Mr. R. Basant, Sr. Adv.
Mr. Sriram P., AOR
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Mr. Sarath S. J, Adv.
Mr. Vishnu Sankar, Adv.
Mr. Sreenath S, Adv.
Mr. Mukund P Unny, Adv
Ms. Athira G Nair, Adv.
Ms. Prerna Robin, Adv.
Ms. Jessica Bhardwaj, Adv.
Mr. Rochit Abhishek, Adv.**

**Mrs. Tanuj Bagga Sharma, AOR
Dr. M.K. Ravi, Adv.**

**Mr. Rudro Chatterjee, Adv.
Mr. Shariq Nisar, Adv.
Ms. Masoom Raj Singh, Adv.
Mr. Anas Tanwir, AOR**

**Mr. Rishi Malhotra, AOR
Mr. Jaydip Pati, Adv.
Mr. Utkarsh Singh, Adv.**

**Mr. Aabhas Kshetarpal, Adv.
Mr. Siddhartha Jha, AOR**

Mr. Vishal Yadav, Adv.
Mr. Ajay Pal, AOR
Mr. Kuldeep Singh K., Adv.

Mr. Bhanwar Pal Singh Jadon, Dy.A.G.
Mr. Rovin Singh Solanki, Adv.
Mr. Samar Vijay Singh, AOR
Mr. Chetan Jadon, Adv.
Ms. Hemlata Singh, Adv.
Mr. Sanjay Visen, Adv.

For Respondent(s)
in SR.6876-77/22
SR.8718/21 &
SR.5190/22

Mr. Neeraj, AAG
Mr. Piyush Beriwal, Adv.
Mr. Ankit Raj, Adv.
Mr. Rudra Paliwal, Adv.
Ms. Divya Srivastava, Adv.
Mr. Vedansh Anand, Adv.
Dr. Monika Gusain, AOR

Mr. Nishe Rajen Shonker, AOR
Mrs. Anu K. Joy, Adv.
Mr. Alim Anvar, Adv.

Mr. S.V. Raju, ASG
Mr. Anmol Chandan, Adv.
Mr. Ritwiz Rishabh, Adv.
Ms. Swarupma Chatruvedi, Adv.
Ms. Sairica S. Raju, Adv.
Mr. Gurmeet Singh Makker, AOR

SR 1118/22

Mr. Deepak Thukral, DY.AG
Mr. Jitender Kumar, Adv.
Dr. Monika Gusain, AOR

SR 532/2022 &
SR 2666/22

Ms. Astha Sharma, AOR
Mr. Ravinder Singh, Adv.
Ms. Raveesha Gupta, Adv.
Ms. Mantika Haryani, Adv.
Mr. Sanjeev Kaushik, Adv.
Mr. Shreyas Awasthi, Adv.
M/S. PLR Chambers And Co., AOR

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

In all these petitions the question that arises for consideration is relating to the completeness of the charge sheet in accordance with law if the same is filed without the CFSL Report. The matter would require detailed consideration. In the

meantime, all parties to complete their pleadings.

For the present, though the issue of default bail is to be considered in the petitions since it would require some time, without reference to that aspect of the matter, keeping in view that the petitioners in SLP(Cr1.) Nos. 6876-6877/2022, SLP (Cr1.) No. 532/2022 and SLP (Cr1.)No. 5190/2022 are still in custody, we order that they be released on bail subject to the conditions to be imposed by the concerned trial courts.

While indicating so we also take note of the objection put forth by learned counsel for the respondent-State in SLP(Cr1.) No.2666/2022 who objects to the grant of bail since the petitioner therein has not surrendered despite the bail being cancelled by the High Court. Though in a normal circumstances we would have taken a serious view of the matter, keeping in view the fact that the petitioner has approached this Court immediately after cancellation of the bail and the petition has been tagged alongwith similar matters and could not be taken up, we allow the benefit of bail to the petitioner. Hence, the order cancelling bail which is impugned in SLP (Cr1.) No. 2666/2022 shall remain stayed.

List all these petitions on 17.01.2023.

(RAJNI MUKHI)
COURT MASTER (SH)

(DIPTI KHURANA)
ASSISTANT REGISTRAR