

ITEM NO.2

COURT NO.6

SECTION IIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSCRLMP.NO. 4607-4609/2012 in
CRIMINAL APPEAL NO(s). 1706-1708 OF 2011

ARUN KUMAR AGGARWAL

Appellant (s)

VERSUS

STATE OF M.P.& ORS.

Respondent(s)

(for extension of time and office report)

Date: 28/02/2012

These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Appellant(s)

Mr. Prashant Bhushan, Adv.

Mr. Sumeet Sharma, Adv.

Mr. Rohit Kumar Singh, AOR

For Respondent(s)

Mr. Siddharth Luthra, Sr. Adv.

Mr. S.K. Dubey, Sr. Adv.

Mr. C.D. Singh, Adv.

Mr. Sunny Choudhary, Adv.

Mr. B.S. Banthia, Adv.

Ms. Vibha Datta Makhija, Adv.

UPON hearing counsel the Court made the following

O R D E R

These criminal miscellaneous petitions have been filed by the State of Madhya Pradesh for extension of time specified in this Court's judgment dated 2.9.2011, the operative portion of which reads as under:

"34. In the result, the appeals are allowed. The impugned Order and Judgment of the High Court in Criminal Revision No. 821 of 2005, Criminal

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Revision Petition No. 966 of 2005 and Criminal Case No. 3403 of 2005 dated 22.4.2009 is set aside. We restore the Order of the learned Special Judge dated 26.4.2005.

35. We direct the respondents to comply with the order passed by the Trial Court within two months from this date."

On 23.02.2012, the case was adjourned at the request of learned senior counsel appearing for the applicant(s).

Thereafter, affidavit dated 27.02.2012 of Smt. Amita Sharma, Principal Secretary, General Administration Department, Government of Madhya Pradesh has been filed.

We have heard Shri Siddharth Luthra, learned senior counsel for the applicant(s) and Shri Prashant Bhushan, learned counsel for the appellant and carefully perused the record including the affidavit of Smt. Amita Sharma.

In our view, there is no valid ground much less justification to entertain the prayer made in the applications, which are dismissed.

Issue notice to the State of Madhya Pradesh through Secretary, General Administration Department as also the officer in person, returnable in eight weeks, to show cause as to why proceedings may not be initiated under the Contempt of Courts Act, 1971 for non-compliance of judgment dated 2.9.2011 passed in Criminal Appeal Nos.1706-1708 of 2011.

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(Parveen Kr.Chawla)
Court Master

(Phoolan Wati Arora)
Court Master