

ITEM NO.43

COURT NO.15

SECTION II-B

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 for Special Leave to Appeal (Crl.) No.7464/2024

[Arising out of impugned final judgment and order dated 08-12-2022 in CRMM No. 55268/2022 passed by the High Court of Punjab & Haryana at Chandigarh]

SANJAY DUTT & ORS.

Petitioner(s)

VERSUS

THE STATE OF HARYANA & ANR.

Respondent(s)

IA No. 113931/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 113932/2024 - EXEMPTION FROM FILING O.T. IA No. 113928/2024 - PERMISSION TO PLACE ON RECORD SUBSEQUENT FACTS)

Date: 02-01-2025 The matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) Ms. Meenakshi Arora, Sr. Adv.
Mr. Sumesh Malhotra, Adv.
Mr. Vikas Singh, Adv.
Mr. Pawan Bhardwaj, Adv.
Mr. Jayesh Yadav, Adv.
Mr. Yashvi, Adv.
Ms. Russai Sidhu, Adv.
Ms. Chitra Singh, Adv.
Mr. Lokesh Kumar Choudhary, AOR

For Respondent(s) Mr. Akshay Amritanshu, AOR
Ms. Drishti Saraf, Adv.
Ms. Pragya Upadhyay, Adv.
Ms. Swati Mishra, Adv.

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

1. Leave granted.

2. The appeal is allowed in terms of the signed reportable order.

The operative portion of the signed order reads thus:-

18. In such circumstances, referred to above, no case could be said to have been made out for putting the three appellants to trial for the alleged offence. The Court concerned could not have issued process for the alleged offence.

19. In view of the aforesaid, this appeal succeeds and is hereby allowed. The impugned complaint and order taking cognizance of the said complaint is hereby quashed.

20. We clarify that if it is the case of the department that the company has committed any breach or violation of any of the conditions imposed at the time of grant of license, then it is always open for authority concerned to proceed against the company for violation of such terms and conditions".

3. Pending application(s), if any, stand disposed of.

(CHANDRESH)
COURT MASTER (SH)

(POOJA SHARMA)
COURT MASTER (NSH)

(Signed reportable order is placed on the file)