

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION



CRIMINAL APPEAL NO(S). OF 2023
(Arising from SLP(Cr1.)No(s).3817/2023)

SANJAY TAPRIYA

APPELLANT(S)

VERSUS

CENTRAL BUREAU OF INVESTIGATION

RESPONDENT(S)

O R D E R

Leave granted.

The appellant's plea for anticipatory bail in connection with a complaint against him of mass scale cheating of farmers, has been rejected by the High Court by the impugned order dated 06.02.2023. The FIR in that regard was registered on 22.02.2018 and the crime is being investigated by the Central Bureau of Investigation (hereinafter for short 'the CBI). While we accept that the allegations against the appellant are serious, we will have to consider that for five years he has not been taken into custody and there is no allegation of avoiding the investigating agency or otherwise disrupting the investigation.

On behalf of the CBI it is submitted that investigation is complete and the matter has been sent for sanction to the appropriate authority.

In such circumstances, we do not think custodial interrogation of the appellant at this stage would serve any purpose. We, accordingly, set aside the impugned order and direct that in the event the appellant is arrested in connection with the FIR bearing No.RCBD1/2018/E/0002 dated 22.02.2018 registered with the CBI, BS&FC, New Delhi, he shall be released on bail by the Special Court on such terms the Special Court may consider fit and proper. But

the conditions for release of the appellant on bail shall include a direction that twice a week he shall report to the Investigating Officer of the CBI and shall continue to participate in the proceeding ensuing from such investigation. The Investigating Officer shall alert him 48 hours in advance the day and the place where the appellant shall report in pursuance of this order.

The appeal is allowed in the above terms.

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

.....J.
[ANIRUDDHA BOSE]

.....J.
[SANJAY KUMAR]

.....J.
[S.V.N. BHATTI]

New Delhi;
August 09, 2023.

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). 3817/2023

(Arising out of impugned final judgment and order dated 06-02-2023 in CRMABA u/s 438 CR.P.C.No. 108/2021 passed by the High Court Of Judicature At Allahabad)

SANJAY TAPRIYA

PETITIONER(S)

VERSUS

CENTRAL BUREAU OF INVESTIGATION

RESPONDENT(S)

(FOR ADMISSION and I.R. and IA No.59739/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 09-08-2023 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ANIRUDDHA BOSE
HON'BLE MR. JUSTICE SANJAY KUMAR
HON'BLE MR. JUSTICE S.V.N. BHATTIFor Petitioner(s) Mr. Siddharth Luthra, Sr. Adv.
Mr. Manish Gupta, Adv.
Mr. Neelmani Guha, Adv.
Ms. Harshal Gupta, Adv.
Ms. Deepti Verma, Adv.
Mr. Sanjay Mangal, Adv.
Mr. Prateek Gupta, Adv.
Mr. Arpit Shukla, AORFor Respondent(s) Mr. K M Nataraj, A.S.G.
Mr. Anmol Chandan, Adv.
Mrs. Alabhya Dhamija, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Pratyush Srivastva, Adv.
Mr. Arvind Kumar Sharma, AORUPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed and appellant has granted anticipatory bail in terms of the signed order, which is placed on the file.

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

(NIRMALA NEGI)
COURT MASTER (SH)(VIDYA NEGI)
ASSISTANT REGISTRAR