

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

CONTEMPT PETITION (CIVIL) NO. 412 OF 2012
IN CIVIL APPEAL NO. 9813 OF 2011

S.E.B.I.PETITIONER(S)
VERSUS	
SAHARA INDIA REAL ESTATE CORP. LTD. & ORS.RESPONDENT(S)/ ALLEGED CONTEMNORS

W I T H

CONTEMPT PETITION (CIVIL) NO. 413 OF 2012 IN
CIVIL APPEAL NO. 9833 OF 2011

IA NOS. 68-73 & 76-93 IN CIVIL APPEAL NO. 9813 OF 2011
IA NO.1 IN CONTEMPT PETITION (CIVIL) NO.... IN
CIVIL APPEAL NO. 9813 OF 2011

A N D

CONTEMPT PETITION (CIVIL) NO. 260 OF 2013 IN
CIVIL APPEAL NO. 8643 OF 2012

O R D E R

This Court passed an order on February 20, 2014 directing the personal presence of the alleged contemnors and the Directors of the respondent companies today, i.e. on February 26, 2014 at 2.00 p.m.

On our directions, Mr. Ashok Roy Choudhary, Mr. Ravi Shankar Dubey and Smt. Vandana Bhargava are present in Court today.

Even though, Mr. Ram Jethmalani, learned senior counsel appearing for the alleged contemnors, made a mention yesterday, i.e. on February 25, 2014, before this Bench for dispensing with the personal presence of Mr. Subrata Roy Sahara, alleged contemnor No.5, that request was specifically turned down by this Court.

...2/-

: 2 :

Today, when the matter is taken up, same request was made by Mr. Jethmalani, by moving an application, which was supported by a medical certificate. The said medical certificate was issued by Sahara Hospital and, in our view, the factual position indicated therein does not solicit the exemption sought.

Since, we have already declined to grant exemption from personal presence of alleged contemnor No.5 on February 25, 2014, we find no reason to accede to the renewal of the request made today.

Accordingly, we issue non-bailable warrants of arrest qua Mr. Subrata Roy Sahara, alleged contemnor No.5. He shall be arrested and produced before this Court on March 04, 2014 at 2.00 p.m.

The afore-mentioned Directors, who are present today, shall also remain present in Court on the next date.

Put up on March 04, 2014 at 2.00 p.m.

.....J.
(K.S. RADHAKRISHNAN)

.....J.
(JAGDISH SINGH KHEHAR)

NEW DELHI,
FEBRUARY 26, 2014.

ITEM NO.301

COURT NO.7

SECTION XVII

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

Contempt Petition (Civil) No. 412 of 2012 in
Civil Appeal No. 9813 of 2011

S.E.B.I.

Petitioner(s)

VERSUS

SAHARA INDIA REAL ESTATE CORPN.LTD.&ORS.

Respondent(s)

(With appln(s) for stay and office report)

WITH

Contempt Petition (Civil) NO. 413 of 2012 in C.A. No. 9833 of 2011

(With appln. for stay and office report)

IA Nos. 68-73 & 76-93 in Civil Appeal No. 9813 of 2011

(With appln. for directions, appropriate orders, permission to file
and place addl. documents, clarification and office report)

IA No.1 in Contempt Petition (Civil) No..... in C.A. No. 9813/2011

(With appln. for permission to file contempt petition & office report)

Contempt Petition (Civil) No. 260 of 2013 in CA No. 8643 of 2012

Date: 26/02/2014 These Petitions and Applications were called on for
hearing today.

CORAM :

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s)

Mr. Arvind P. Datar, Sr. Adv.

Mr. Pratap Venugopal, Adv.

Ms. Meenakshi Chauhan, Adv.

Mr. Anuj Sarma, Adv.

Mr. Gaurav Nair, Adv.

for M/s. K.J. John & Co.

Mr. Vishwa Pal Singh, Adv.

For Respondent(s)

Mr. Ram Jethmalani, Sr. Adv.

Mr. Gaurav Kejriwal, Adv.

Mr. Keshav Mohan, Adv.

Mr. Simranjeet Singh, Adv.

Mr. Satish Kishanchandani, Adv.

Mr. Jatin Pore, Adv.

Mr. Ashish Dixit, Adv.

: 2 :

Mr. C.A. Sundaram, Sr. Adv.
Ms. Rohini Musa, Adv.
Mr. Gautam Awasthi, Adv.
Mr. Ayush Choudhary, Adv.

Mr. Rakesh Dwivedi, Sr. Adv.
Mr. Gaurav Kejriwal, Adv.
Mr. Keshav Mohan, Adv.
Mr. Simranjeet Singh, Adv.
Mr. Satish Kishanchandani, Adv.
Mr. Jatin Pore, Adv.

Mrs. Shally Bhasin Maheshwari, Adv.

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

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Today, when the matter is taken up, same request was made by Mr. Jethmalani, by moving an application, which was supported by a medical certificate. The said medical certificate was issued by Sahara Hospital and, in our view, the factual position indicated therein does not solicit the exemption sought.

Since, we have already declined to grant exemption from personal presence of alleged contemnor No.5 on February 25, 2014, we find no reason to accede to the renewal of the request made today.

...3/-

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Accordingly, we issue non-bailable warrants of arrest qua Mr. Subrata Roy Sahara, alleged contemnor No.5. He shall be arrested and produced before this Court on March 04, 2014 at 2.00 p.m.

The afore-mentioned Directors, who are present today, shall also remain present in Court on the next date.

Put up on March 04, 2014 at 2.00 p.m.

|(N.S.K. Kamesh)

| |(Renuka Sadana)

| Court Master

| | Court Master

|

(signed order is placed on the file)