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OUT TODAY

ITEM NO.3 Court 4 (Video Conferencing)

SECTION II

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s). 3313/2021

(Arising out of impugned final judgment and order dated 13-04-2021 in CRMBA No. 15190/2021 passed by the High Court Of Judicature At Allahabad)

CHHAYA DEVI

Petitioner(s)

VERSUS

UNION OF INDIA & ANR.

Respondent(s)

(IA No.55985/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.55986/2021-EXEMPTION FROM FILING O.T.)

Date : 22-04-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MS. JUSTICE INDIRA BANERJEE
HON'BLE MR. JUSTICE K.M. JOSEPH

For Petitioner(s) Mr. Mukul Rohatgi, Senior Advocate
Mr.Raj Kamal, AoR
Mr.Rohan Jaitley, Adv
Ms.Ranjeeta Rohatgi, Adv
Mr.Aseem Atwal, Adv
Mr.Avish Bhati, Adv
Mr.Kartavya Batra, Adv

For Respondent(s)

UPON hearing the counsel the Court made the following
ORDER

Mr. Mukul Rohatgi, learned Senior Advocate appearing for
the petitioner submits that;

(a) the petitioner was arrested on 19.01.2021 and since then

has been in custody.

(b) the Charge-sheet was filed on 16.03.2021.

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(c) The petitioner is a widow with five daughters and that the business was being looked after by the Manager who was in-charge of the business.

Mr.Rohatgi, learned Senior Advocate further submits that his client shall file an Undertaking within five days to the effect that she shall not create any encumbrance with respect to the properties of the business as well as her personal properties till further orders and that his client will deposit the amount representing the admitted duty element.

Considering the facts and circumstances on record:

We issue notice, returnable on 10.05.2021 subject to following conditions:

(1) The petitioner shall deposit a sum of Rs.1 crore with the concerned authorities on or before 10.05.2021 and shall file appropriate proof in the Registry of this Court.

(2) The Undertaking as stated above shall be filed within five days.

Pending further consideration, the petitioner shall be released on ad interim bail subject to the satisfaction of the concerned Trial Court and to facilitate the cause the petitioner shall be produced before the concerned Trial Court within three days from today.

The Trial Court shall release the petitioner on bail subject to such conditions as the Trial Court may deem appropriate.

(INDU MARWAH)
COURT MASTER (SH)

(VIRENDER SINGH)
BRANCH OFFICER