

ITEM NO.43                      Court 1 (Video Conferencing)                      SECTION II-C

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

Petition for Special Leave to Appeal (Crl.) No.4721/2020

(Arising out of impugned final judgment and order dated 22-09-2020 in BA No. 2797/2020 passed by the High Court of Delhi at New Delhi)

ROHIT BEHAL

Petitioner(s)

VERSUS

STATE NCT OF DELHI

Respondent(s)

(IA No. 67471/2021 - EXEMPTION FROM FILING AFFIDAVIT & IA No. 67470/2021 - INTERVENTION/IMPLEADMENT)

Date : 28-01-2022 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE A.S. BOPANNA  
HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s)

Mr. Bharat Singh, Adv.  
Mr. Ashish Pandey, Adv.  
Mr. Kshitiz Singh, Adv.  
Mr. Amit Pawan, AOR

For Respondent(s)

Mr. Annam Venkatesh, Adv.  
Ms. Sairica Raju, Adv.  
Mr. O.P. Shukla, Adv.  
Mr. Sanjay Kr. Tyagi, Adv.  
Mr. G.S. Makker, AOR  
Mr. Arvind Kumar Sharma, Adv.

Mr. Sameer Kumar, AOR  
Mr. Prashant Kumar, Adv.  
Mr. Shah Rukh Ahmad, Adv.  
Mr. Mandeep Baisala, Adv.

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

The Court is convened through Video Conferencing.

This Court on 16-10-2020 passed the following order:-

"xx xx xx xx

Heard learned counsel for the petitioner and carefully perused the record.

The applications seeking exemption from filing certified copy of the impugned judgment as also exemption from filing official translation of annexures are allowed.

Issue notice.

Until further orders, interim protection is granted to the petitioner herein.

The petitioner is directed to cooperate with the investigation at all stages. Additionally, the interim protection is also subject to the compliance of other conditions, as enumerated in Section 438(2) of the Code of Criminal Procedure, 1973.

Taking into consideration the averments made in the application seeking impleadment as party respondents, the said application is allowed.

Cause title be amended accordingly.

Heard learned counsel appearing for the petitioner and learned counsel appearing for the State of N.C.T. of Delhi.

We have perused the counter affidavit filed by the State, wherein it is averred as follows:-

"During investigation, it is also revealed that multiple complaints/case of similar nature are pending enquiry against the petitioner in different Courts, the details whereof have been given in Page No.3 of the said affidavit.

During course of investigation, petitioner has not cooperated and for the purpose of investigation on the following grounds, interrogation of the petitioner is required:-

(a) Recovery of alleged car

- (b) To recover amount of Rs.15 lacs
- (c) To know the source of forged registration certificate
- (d) To obtain the specimen signatures of petitioner
- (e) To know the complete conspiracy into the matter and involvement of other persons, if any."

In view of the above, we are not inclined to continue the interim protection granted to the petitioner.

The Special Leave Petition is, accordingly, dismissed.

The petitioner is at liberty to approach the Trial Court for grant of regular bail, which would be decided on its own merits and in accordance with law.

(VISHAL ANAND)  
ASTT. REGISTRAR-cum-PS

(R.S. NARAYANAN)  
COURT MASTER (NSH)