

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 (CrI.) No.9052/2021

(Arising out of impugned final judgment and order dated 27-04-2021 in CrI.A(D) No.11/2020 passed by the High Court of Jammu & Kashmir And Ladakh at Jammu)

NATIONAL INVESTIGATION AGENCY NEW DELHI

Petitioner(s)

VERSUS

OWAIS AMIN @ CHERRY & ORS.

Respondent(s)

(IA No.152516/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 31-01-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Suryaprakash V. Raju, Ld. ASG
Ms. Sairica Raju, Adv.
Ms. Swati Ghildiyal, Adv.
Mr. Ashutosh Gadhe, Adv.
Mr. Raghav Sharma, Adv.
Mr. Arvind Kumar Sharma, AOR

For Respondent(s)

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

Application seeking exemption from filing C/C of the impugned judgment is allowed.

Learned ASG submits that Section 196-A of the Code of Criminal Procedure, 1989 as applicable in Jammu & Kashmir applies to the Ranbir Penal Code and does not apply to the offences under the Indian Penal Code. He submits that offences under Indian Penal Code are governed by Section 196 of the Cr.P.C. He further

submits that in the meantime there was a change of the status of the State and that aspect appears to have lost sight of while passing the impugned judgment.

Issue notice returnable in six weeks.

(RASHMI DHYANI)
COURT MASTER

(POONAM VAID)
COURT MASTER