

ITEM NO.61

COURT NO.3

SECTION II-A

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

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 7296/2017

(Arising out of impugned final judgment and order dated 31-08-2017 in MCRLC No. 7915/2017 passed by the High Court of M.P. at Indore)

PRAMOD BARASINGHE

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

(WITH I.R. and APPLN.(S) FOR EXEMPTION FROM FILING O.T., INTERVENTION APPLICATION and PERMISSION TO FILE ADDITIONAL DOCUMENTS)

WITH SLP(Cr1) No. 7553/2017 (II-A)

(WITH I.R. and IA No.100536/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.103684/2017-EXEMPTION FROM FILING O.T. and IA No.114222/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.114224/2017-EXEMPTION FROM FILING O.T.)

Date : 27-08-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s) Mr. Huzefa Ahmadi, Sr. Adv.
Mr. Satyajit A. Desai, Adv.
Ms. Anagha S. Desai, AOR

For Respondent(s) Mr. Mishra Saurabh, AAG
Ms. Swarupama Chaturvedi, AOR
Ms. Devika Gulati, Adv.
Ms. Vaishali Verma, Adv.

Mr. Adarsh Tripathi, Adv.
Mr. Gaurav, Adv.

Mr. Abhay Gupta, Adv.
Ms. Prerna Mehta, Adv.

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

Exemption from filing O.T. and permission to file additional documents granted.

We have heard learned counsel for the parties.

It appears to us that since there are a large number of persons involved (over 600), it would be appropriate if a retired District Judge looks into the various allegations made by the State of Madhya Pradesh as well as by the purchasers of land from the petitioner.

The Principal Registrar in the Indore Bench of the Madhya Pradesh High Court should appoint on our behalf a retired District Judge to look into the various allegations.

It may be mentioned that according to the State of Madhya Pradesh the permission to divert agricultural land for non-agricultural purposes has not been granted and the licence for colonizing has expired and the same has not been renewed.

It is submitted by learned counsel for some of the purchasers that no objection certificate is not available with the petitioner for carrying out development and in fact no development has been carried out.

In other words, it is submitted that more than 600 persons are duped by the petitioner.

Of course, these allegations are denied by learned

counsel for the petitioner.

We are not going into these allegations, but we leave it to the retired District Judge to look into all these allegations and furnish a report to us at the earliest preferably within a period of three months from today.

The interim bail granted to the petitioner stands cancelled and he will report to the Superintendent of the concerned jail within 24 hours from today.

List the matters after report is received from the retired District Judge.

A copy of this order be sent to the Principal Registrar of the Indore Bench of the Madhya Pradesh High Court forthwith.

(SANJAY KUMAR-I)
AR-CUM-PS

(KAILASH CHANDER)
COURT MASTER