

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL Nos.1761-63 OF 2017  
(@ SPECIAL LEAVE PETITION (CRL.)NOS. 2471-2473 OF 2010)

SECURITIES AND EXCHANGE BOARD OF INDIA . . .APPELLANT(S)

VERSUS

M/S VIPRA FARMS (INDIA) LTD. & ORS. . .RESPONDENT(S)

WITH  
CRIMINAL APPEAL NO.1764 OF 2017  
(@ SPECIAL LEAVE PETITION (CRL.)NO.41 OF 2011)

O R D E R

Leave granted.

Heard learned counsel for the parties and  
perused the record.

We find from the complaint that there are  
allegations to the effect that offence has been  
committed at Chennai. The observation in the impugned  
order that there is no averment in the complaint  
indicating any act or omission at Chennai which may  
amount to offence is not factually correct.

Accordingly, we set aside the impugned order  
and restore the complaint filed before the Court of  
XXIII, Metropolitan Magistrate, Chennai, in  
SLP(Cr1.)Nos. 2471-2473 of 2010 and same being the  
position in SLP(Cr1.)No.41 of 2011, the complaint  
before the Court of Chief Judicial Magistrate,

Alipore is also restored.

The appeals are, accordingly, allowed.

.....J.  
[ADARSH KUMAR GOEL]

NEW DELHI  
10<sup>th</sup> October, 2017

.....J.  
[UDAY UMESH LALIT]

ITEM NO.22

COURT NO.10

SECTION II-C

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(Crl.)No(s). 2471-2473/2010  
(Arising out of impugned final judgment and order dated 04-11-2009  
in CRLOP No. 36292/2004 CRLMP No. 11370/2004 CRLMP No. 11371/2004  
CRLOP No. 36292/2004 CRLMP No. 11370/2004 CRLMP No. 11371/2004  
passed by the High Court Of Judicature At Madras)

SECURITIES AND EXCHANGE BOARD OF INDIA

Petitioner(s)

VERSUS

M/S VIPRA FARMS (INDIA) LTD. &amp; ORS.

Respondent(s)

WITH

SLP(Crl) No. 41/2011 (II-B)

Date : 10-10-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL  
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Chander Udy Singh, Sr. Adv.  
Mr. Pratap Venugopal, Adv.  
Ms. Surekha Roman, Adv.  
Mr. Anuj Sarma, Adv.  
Ms. Niharika, Adv.  
Ms. Kanika K., Adv.  
M/s. K J John And Co, AOR

For Respondent(s) Mr. Raja Chatterjee, Adv.  
Mr. Adeel Ahmed, Adv.  
Mr. Chanchal Kumar Ganguli, AOR  
  
Mr. Abhijit Sengupta, AOR

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

Leave granted.

The appeals are allowed in terms of the signed  
order.

Pending application(s), if any, shall also stand  
disposed of.

(MADHU BALA)  
COURT MASTER (SH)  
(Signed order is placed on the file)

(PARVEEN KUMARI PASRICHA)  
BRANCH OFFICER