

The State Of Madhya Pradesh vs Sonali Ajmera on 26 November, 2021

Bench: Chief Justice, Surya Kant, Hima Kohli

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ITEM NO.25 Court 1 (Video Conferencing) 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 (CrI.) No(s). 10869/2018

(Arising out of impugned final judgment and order dated 24-10-2017
in MCRC No. 4198/2017 passed by the High Court of M.P. at Indore)

THE STATE OF MADHYA PRADESH Petitioner(s)

VERSUS

SONALI AJMERA Respondent(s)

(IA No. 145804/2021 - EXEMPTION FROM FILING O.T. & IA
No.173399/2018 - EXEMPTION FROM FILING O.T.)

WITH

SLP(CrI) No. 4906/2021 (II-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
78356/2021, FOR EXEMPTION FROM FILING O.T. ON IA 78358/2021 & IA)
SLP(CrI) No. 570/2021 (II-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
7929/2021 & FOR EXEMPTION FROM FILING O.T. ON IA 7932/2021)
SLP(CrI) No. 5219/2021 (II-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
84150/2021, FOR EXEMPTION FROM FILING O.T. ON IA 84151/2021)
SLP(CrI) No. 559/2021 (II-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
7654/2021 & FOR EXEMPTION FROM FILING O.T. ON IA 7655/2021)
SLP(CrI) No. 1230/2021 (II-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
18997/2021 & FOR EXEMPTION FROM FILING O.T. ON IA 18998/2021)
SLP(CrI) No. 4910/2021 (II-A)
(IA FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
78397/2021 & FOR EXEMPTION FROM FILING O.T. ON IA 78399/2021)
SLP(CrI) No. 4724/2020 (II-A)
SLP(CrI) No. 5748/2021 (II-A)
(FOR APPLICATION FOR PERMISSION ON IA 146364/2021)
SLP(CrI) No. 4746/2021 (II-A)
(FOR APPLICATION FOR PERMISSION ON IA 134845/2021)
SLP(CrI) No. 5414/2020 (II-A)

Signature Not Verified

(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
Digitally signed by
Vishal Anand

113145/2020 & FOR EXEMPTION FROM FILING O.T. ON IA 113146/2020)
Date: 2021.11.26
16:11:30 IST
Reason:

SLP(Crl) No. 459/2021 (II-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
5930/2021 & FOR EXEMPTION FROM FILING O.T. ON IA 5932/2021)

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SLP(Crl) No. 4144/2021 (II-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 66824/2021, FOR EXEMPTION
FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 66825/2021, FOR
GRANT OF BAIL ON IA 92169/2021 & FOR EXEMPTION FROM FILING O.T. ON
IA 130625/2021)

SLP(Crl) No. 4140/2021 (II-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 66753/2021,
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
66754/2021 & FOR INTERIM BAIL ON IA 96447/2021
FOR EXEMPTION FROM FILING O.T. ON IA 130635/2021)

SLP(Crl) No. 4277/2020 (II-A)
(FOR EXEMPTION FROM FILING O.T. ON IA 142861/2021)

SLP(Crl) No. 5256/2020 (II-A)
(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
110058/2020, FOR EXEMPTION FROM FILING O.T. ON IA 110059/2020
& FOR EXEMPTION FROM FILING O.T. ON IA 142858/2021)

Date : 26-11-2021 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s)

Mr. Tushar Mehta, SG
Mr. Saurabh Mishra, AAG, MP
Ms. Ankita Choudhary, Dy.AG, MP
Mr. Sandeep Sharma, Adv.
Mr. Sunny Choudhary, AOR

Ms. Rashmi Singhania, AOR

Mr. P.S. Patwalia, Sr. Adv.
Mr. Puneet Jain, Adv.
Mr. Vishal Baheti, Adv.
Ms. Christi Jain, Adv.

Ms. Yashika Sharma, Adv.
Mr. Harshit Khanduja, Adv.
Ms. Aishwarya Jain, Adv.
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Mr. Bikash Chandra, Adv.
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For Respondent(s)

Mr. Rakesh Khanna, Sr. Adv.
Mr. Saurabh Ajay Gupta, AOR
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Ms. Srishti Prabhakar, Adv.
Mr. Alabhya Bajpai, Adv.

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Mr. Harish Nadda, Adv.
Mr. Nitin Chaudhary, Adv.
Mr. H.S. Sachdeva, Adv.
Mr. Subeer Banerjee, Adv.

Ms. Christi Jain, AOR

Mr. Tushar Mehta, SG
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Mr. Sidharth Luthra, Sr. Adv.
Mr. A.P. Dhamija, Adv.
Mr. Nitin Choudhary, Adv.
Mr. J.P. Singh, Adv.
Ms. Tanya Sharma, Adv.
Ms. Rashmi Singhania, AOR

Mr. Ardhendumauli Kumar Prasad, Adv.
Ms. Taruna Ardhendumauli Prasad, AOR
Mr. Amritesh Raj, Adv.
Ms. Shreya Srivastava, Adv.
Mr. Ashish Madaan, Adv.

Mr. Devadatt Kamat, Sr. Adv.
Mr. Rohit Pandey, Adv.
Ms. Shashi Kiran, AOR
Mr. Vaibhav Maheshwari, Adv.
Mr. Varad Dwivedi, Adv.
Ms. Silvia, Adv.
Mr. Neeraj Dubey, Adv.
Ms. Sangeeta Bhalla, Adv.

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

The Court is convened through Video Conferencing.

Heard Mr. Tushar Mehta, learned Solicitor General appearing for the State of Madhya Pradesh, Mr. P.S. Patwalia, learned Senior counsel and Mr. Puneet Jain, learned counsel appearing for the petitioner – Jitendra @ Happy Dhawan in Special Leave Petition(Crl.) Nos.4144/2021 and 4140/2021, Mr. Sidharth Luthra, learned Senior counsel appearing for the petitioner – Ritesh Ajmera in Special Leave Petition (Crl.) Nos.5748/2021 & 4746/2021 and Mr. Devadatt Kamat, learned Senior counsel appearing for the applicant – Intervenor and other learned counsel appearing for the parties at a considerable length.

In compliance with the directions passed by us on 12th11th2021, Mr. Tushar Mehta, learned Solicitor General appearing for the State of M.P. has submitted a Status Report.

We have perused the said Status Report and the same is taken on record.

As per the Status Report, some preliminary steps have been taken to redress the grievances of home buyers. Learned Solicitor General prays for and is granted time to file settlement agreement, if any, in the matters. Taking into consideration the averments made in the applications seeking grant of interim bail in Special Leave Petition (Crl.) No.4144/2021 and Special Leave Petition (Crl.) No.4140/2021 viz. Mr. Jitendra @ Happy Dhawan, we are inclined to grant interim bail to him till 31st3rd2022, subject to the condition that he shall cooperate with the State Government for settling the disputes in terms of our earlier Order dated 12th11th2021. All other accused who are in custody in these matters are also granted interim bail upto 31st3rd2022 subject to the aforesaid condition.

In case the accused do not cooperate in the matters with the State Authorities, the State would be at liberty to make a mention before us for cancellation of the interim bail which is being granted conditionally.

After expiry of the said period, all the accused shall surrender before the concerned Jail Authorities without fail. List the matters on 31st3rd2022.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

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