

VERDICTUM.IN

1

ITEM NO.5

COURT NO.4

SECTION II

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).1251/2023

(Arising out of impugned final judgment and order dated 16-01-2023 in CRMABA No.12207/2021 passed by the High Court of Judicature at Allahabad)

VIRENDRA SINGH NAGAR

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.18349/2023-EXEMPTION FROM FILING O.T. and IA No.18754/2023-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No.18349/2023 - EXEMPTION FROM FILING O.T.

IA No.18754/2023 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(Cr1) No. 2808/2023 (II)

(FOR ADMISSION and I.R. and IA No.43756/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.43737/2023-EXEMPTION FROM FILING O.T.)

Date : 14-09-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE DIPANKAR DATTA

For Petitioner(s) Mr. P.N. Misra, Sr.Adv.
Mr. P.K. Mishra, Adv.
Mr. Tushar Goel, Adv.
Dr. Vinod Kumar Tewari, AOR
Mr. Dilip Singh, Adv.
Ms. Raj Lakshmi, Adv.
Mr. Pramod Tiwari, Adv.
Mr. Vivek Tiwari, Adv.
Ms. Priyanka Dubey, Adv.
Mr. Vinay Rai, Adv.

Mr. Uday Gupta, Adv.
Ms. Shivani M.Lal, Adv.
Mr. Hiren Dasan, Adv.
Ms. Sanam Singh, Adv.
Mr. M.K. Tripathi, Adv.
Ms. Kri.Saumya, Adv.

VERDICTUM.IN

2

Mr. Aftab Ali Khan, AOR

For Respondent(s) Mr. Ravindra Kumar, Sr. Adv.
Mr. Binay Kumar Das, AOR
Ms. Priyanka Das, Adv.
Ms. Neha Das, Adv.

Mr. Ardhendumauli Kumar Prasad, A.A.G.
Mr. Sarvesh Singh Baghel, AOR
Mr. Shantanu Singh, Adv.
Mr. Andaleeb Naqvi, Adv.
Mr. Andleeb Naqvi, Adv.
Mr. Arun Pratap Singh Rajawat, Adv.

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

1. These proceedings for grant of pre-arrest bail have emanated out of Case Crime No.581 of 2021, registered at Police Station Sector-20, Noida, District Gautam Budh Nagar, Uttar Pradesh, under Sections 420, 467, 468, 471, 120B IPC and Section 13(1)(a) of the Prevention of Corruption Act, 1988.
2. The above-stated case has been registered against two officers of Noida and one land owner to whom the compensation to the tune of Rs.7,26,80,427/- is alleged to have been wrongly paid without any entitlement, in furtherance of a criminal conspiracy.
3. During the course of hearing, it transpires that the reported case is not the sole instance and there are numerous cases in which the New Okhla Industrial Development Authority (for short, 'the Authority') has paid compensation to the land owners, without any entitlement in law, *prima facie* for extraneous considerations.
4. In our considered view, it cannot be done at the instance of one or two officers of the Authority. *Prima facie*, the entire Noida set up appears to be involved.
5. In such circumstances, it appears to us necessary to refer the matter to some independent agency for a deeper probe and to unearth the truth.
6. Faced with this, learned Additional Advocate General appearing on behalf of the respondent - State of Uttar Pradesh seeks time to have instructions from the State Government.
7. Post these matters for hearing on 05.10.2023.

8. Interim order to continue till the next date of hearing.

(SATISH KUMAR YADAV)
DEPUTY REGISTRAR

(PREETHI T.C.)
COURT MASTER (NSH)