

CRLMP. 2947/2017 in Petition(s) for Special Leave to Appeal (Crl.)
No(s). 2977/2014

(Arising out of impugned final judgment and order dated 13/03/2014
in WPCRL No. 1813/2013 13/03/2014 in CM No. 2442/2014 passed by the
High Court Of Delhi At New Delhi)

NARAYAN DIWAKAR

Petitioner(s)

VERSUS

CBI

Respondent(s)

(for stay and office report)

Date : 21/04/2017 This application was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J. CHELAMESWAR

HON'BLE MR. JUSTICE S. ABDUL NAZEER

For Petitioner(s) Mr. Vikas Singh,Sr.Adv.

Mr. Sibho Sankar Mishra,Adv.

Mr. Niranjana Sahu,Adv.

Mr. Uma K. Mishra,Adv.

For Respondent(s) Mr. Rana Mukherjee,Sr.Adv.

Mr. Shankar Divate,Adv.

Mr. Rajat Nair,Adv.

Ms. Sadhana Sandhu,Adv.

Mr. Mukesh Kumar Maroria,Adv.

UPON hearing the counsel the Court made the following

O R D E R

CRLMP 2947 of 2017 has been filed on behalf of the
petitioner/applicant for grant of stay.

This Court vide order dated September 9, 2013, referred
Criminal Appeal Nos.1375-1376 of 2013 and other connected matters
involving similar question of law to a larger Bench as it observed
that there was difference of opinion amongst different Benches of

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this Court, as well as all the High Courts. It is not in dispute
that in all those cases this Court has granted stay of further
proceedings of the cases pending before the trial court. This
matter has been tagged with Criminal Appeal Nos.1375-1376 of 2013
and other connected matters. However, no stay has been granted in
this case. Therefore, the petitioner has filed an application,
being CRLMP 2947 of 2017 seeking stay of the trial court
proceedings initiated by the RC No.14(E)/2005/EOW/DLI dated
30.9.2005.

As stated above, in all the connected matters this Court has
granted stay of further proceedings pending before the trial court.
After hearing learned senior counsel for the parties, we think
similar order needs to be passed in this case as well. There
shall be an order of stay before the trial court until further
orders.

Hence the criminal miscellaneous petition is allowed and
disposed of accordingly.

[O.P. SHARMA]

[SUMAN JAIN]

AR-CUM-PS COURT MASTER