

21.07.2022

Present: Mr. Parvez Alam, Ld. APP for the State.
Mr. Shubham Karnwal, Ld. Counsel for accused company Unitech.
Mr. Chinmay Kanojia, Ld. Counsel for accused Sanjay Chandra, Ajay Chandra and Ramesh Chandra.
Accused Sanjay Chandra and Ramesh Chandra produced from JC.
Accused Ajay Chandra not produced from JC.
Sh. Jitendra Kumar Jha, Ld. Counsel for accused Anil Harish, Sanjay Bahadur, Ravinder Singhania, Minoti Bhari and P.K. Mohanti with all the accused in person through VC.
Accused Baldev Gupta with Ld. Counsel Mr. Gautam Gupta.

Ld. Counsel for accused company Unitech submits that the proceedings against the accused company has been stayed by the Hon'ble Supreme Court of India vide order dated 20.01.2020 wherein in Para No.7, it has been stated that pending further order of this Court, there shall be a moratorium against the institution of proceedings against Unitech Ltd and its subsidiaries.

However, as per para 8 of the said order it has been very specifically mentioned by the Hon'ble Supreme Court that the moratorium imposed in clause 7 shall not impede, affect or restrain any existing investigation or prosecution or any investigation or prosecution which may hereafter be initiated against the erstwhile management and offices of Unitech Ltd.

Ld. Counsel for accused persons who has appeared today submitted that copy of charge-sheet has not been supplied to them. Let copy of charge-sheet be supplied to them, if not supplied.

At this stage, an application has been moved by Ld. Counsel for accused Sanjay Chandra and Ajay Chandra to have a legal meeting between the

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accused persons and their counsel for 15 minutes through VC. It has been submitted that both the accused persons are lodged in Mumbai jail and they are being produced through VC that is why accused persons are unable to meet their counsel.

Heard. Record perused.

In view of the submissions made by Ld. Counsel for accused persons, the application is allowed and the accused Sanjay Chandra and Ajay Chandra are allowed to meet with their counsel Sh. Vishal Gosain for 15 minutes through VC for today only at 3:45 PM. The concerned jail authorities be informed accordingly. Application stands disposed of.

IO be summoned for supplying copy of charge-sheet to the accused persons for NDOH.

Put up for scrutiny of documents/ arguments on charge on
20.09.2022.

(PUNEET PAHWA)
CHIEF METROPOLITAN MAGISTRATE
SOUTH DISTRICT/SAKET COURTS
21.07.2022