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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.M.C. 3369/2021

**M/S GREEN EDGE INFRASTRUCTURE
PRIVATE LIMITED**

..... Petitioner

Through: Mr. Arshdeep Singh Khurana, Mr.
Akshat Gupta, Mr. Manan Khanna,
Ms. Shambhavi Mishra and Mr. Sidak
Anand, Advocates

versus

STATE & ANR.

..... Respondents

Through: Mr. Naresh Kumar Chahar, APP for
the State
Mr. Shaunak Kashyap and Ms. Nistha
Gupta, Advocates for R-2

(14)

+ CRL.REV.P. 383/2021

ASHISH BHALLA

..... Petitioner

Through: Mr. Shaunak Kashyap and Ms. Nistha
Gupta, Advocates

versus

STATE OF NCT OF DELHI & ANR.

..... Respondent

Through: Ms.Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates
Mr. Arshdeep Singh Khurana, Mr.
Akshat Gupta, Mr. Manan Khanna,
Ms. Shambhavi Mishra, Mr. Sidak
Anand, and Mr. Shakeel Sarwar
Wani, Advocates for R-2

(41)



+ BAIL APPLN. 1004/2019
ASHISH BHALLA Petitioner

Through: Mr. Shaunak Kashyap and Ms. Nistha
Gupta, Advocates
versus

STATE Respondent

Through: Ms.Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates and Inspector Kamal
Kishor, P.S. E.O.W.

(42)
+ BAIL APPLN. 1005/2019
ASHISH BHALLA Petitioner

Through: Mr. Shaunak Kashyap and Ms. Nistha
Gupta, Advocates
versus

STATE Respondent

Through: Ms.Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates and Inspector Kamal
Kishor, P.S. E.O.W.

(43)
+ BAIL APPLN. 1007/2019
ASHISH BHALLA Petitioner

Through: Mr. Shaunak Kashyap and Ms. Nistha
Gupta, Advocates
versus

STATE Respondent



Through: Ms.Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates and Inspector Kamal
Kishor, P.S. E.O.W.

(44)

+ CRL.M.C. 712/2022

ASHISH BHALLA

..... Petitioner

Through: Mr. Shaunak Kashyap and Ms. Nistha
Gupta, Advocates

versus

STATE & ANR.

..... Respondent

Through: Ms.Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates and Inspector Kamal
Kishor, P.S. E.O.W.
Mr. Rajesh Kumar, Advocate for
complainant

(45)

+ W.P.(CRL) 3487/2018

ASHISH BHALLA

..... Petitioner

Through: Mr. Shaunak Kashyap and Ms. Nistha
Gupta, Advocates

versus

STATE

..... Respondent

Through: Ms. Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates and Inspector Kamal
Kishor, P.S. E.O.W.

(46)

+ W.P.(CRL) 3715/2018



RENUKA KULKARNI & ORS.

..... Petitioners

Through: Mr. Indresh Upadhyay and Mohd.
Faraz, Advocates

versus

STATE

..... Respondent

Through: Ms.Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates and Inspector Kamal
Kishor, P.S. E.O.W.

(47)

+ W.P.(CRL) 3716/2018

UPENDRA SINGH & ORS.

..... Petitioners

Through: None

versus

STATE

..... Respondent

Through: Ms.Nandita Rao, ASC for the State
with Mr. Amit Peswani, Mr. Jasraj
Singh Chhabra, Ms. Anuka Bachawat,
Advocates and Inspector Kamal
Kishor, P.S. E.O.W.

CORAM:

HON'BLE MS. JUSTICE SWARANA KANTA SHARMA

ORDER

10.01.2024

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21. Learned counsel for the accused/applicant Ashish Bhalla submits that the applicant and co-accused in the present case, i.e. Sunil Gandhi and Surendra Kumar Hooda, are willing to amicably settle the matter with the complainants. In such circumstances, learned senior counsel prays that the



matter may be adjourned for a few weeks so that an effective compromise can be reached between the accused persons and the complainants.

22. Learned counsels, appearing on behalf of the complainants, submit that they have no objection to the request made on behalf of the accused persons, since the complainants would also be willing to settle the matter.

23. Leaned ASC for the State, however, has vehemently opposed the request made on behalf of the accused persons.

24. This Court's attention has been drawn towards the fact that *vide* judgment dated 17.02.2020, the Co-ordinate Bench of this Court in *Sunil Gandhi & Anr. v. A.N. Buildwell Pvt. Ltd. CO Pet 6/2019* had approved a Revival Scheme propounded by the two of the promoters i.e. Surendra Kumar Hooda and Sunil Gandhi and *vide* same judgment, Hon'ble Justice (Retd.) Mr. S.P. Garg had been appointed as a Court Commissioner to oversee the implementation of the scheme. Thereafter, applications were also moved in the said case seeking recall of the approved Revival Scheme, which are currently pending before the Co-ordinate Bench of this Court. It is also noteworthy that accused Ashish Bhalla was not a propounder of the aforesaid Revival Scheme.

25. Thus, today, though it has been submitted that all the three accused persons i.e. Sunil Gandhi, Surendra Kumar Hooda and Ashish Bhalla are willing to settle the matter with all the complainants, it has not been made clear as to how and what settlement will take place, considering the pendency of proceedings in *CO Pet 6/2019*, as taken note of in preceding paragraph.

26. However, considering the fact that complainants have also expressed their desire to engage with the accused persons for the purpose of settlement,



this Court directs that the accused persons namely Sunil Gandhi, Surendra Kumar Hooda and Ashish Bhalla shall inform this Court, within a period of two weeks, as to what steps and course of action do they intend to adopt for the purpose of settlement, to show their *bona fides*.

27. However, it is clarified that if the applicants/accused persons fail to take any steps or place before the Court any material to show that they have taken any concrete steps in this regard or have in writing, outlined any future course of action after consultation with the complainants, this Court shall proceed to hear the present bail application on merits. It is further clarified that only in case a joint affidavit by the complainant and accused is filed on record regarding compromise, the matter will be adjourned, otherwise the bail applications will be heard on merit without granting any adjournment.

28. For the aforesaid purpose, the matter stands adjourned to 25.01.2024.

29. Till then, the interim orders shall continue.

30. The order be uploaded on the website forthwith.

SWARANA KANTA SHARMA, J

JANUARY 10, 2024/ns

Click here to check corrigendum, if any