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

+ **BAIL APPLN. 2769/2022 & CRL.M.A. 18681/2022**

PANKAJ JAIN

.....Applicant

Through: Mr. Sidharth Chopra, Mr.
Aditya Raj, Mr. Prateek
Solanki, Ms. Anju
Agarwal, Advs.

versus

SERIOUS FRAUD INVESTIGATION OFFICE

.....Respondent

Through: Mr. Pankaj Mohan, Sr.
Prosecutor, Mr. Umesh
Mankad, Sr. Asst.
Director, Mr. Kartikey
Yadav, Mr. Lakshay Singh
& Mr. A.S. Muhania,
Advs.
Adv. Harish Vaidyanathan
Shankar, CGSC, Adv.
Srish Kumar Mishra &
Adv. Alexander Mathai
Paikaday.

+ **BAIL APPLN. 465/2023**

INDERJEET SINGH

..... Applicant

Through: Adv. Piyush Chhabra &
Adv. Himanshi.

versus

SERIOUS FRAUD INVESTIGATION OFFICE

.....Respondent

Through: Mr. Amit Tiwari (CGSC)
with Adv. Pankaj Mohan,
Sr. Prosecutor, Umesh
Mankad, Sr. Asst.
Director, Adv. Kartikey
Yadav, Adv. Lakshay
Singh & Adv. A. S.
Muhania Bhardwaj.



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BAIL APPLN. 582/2025

JANGI LAL CHADHA

..... Applicant

Through: Adv. Ashish Kumar proxy
for Mr. Jagan Lal Chadha.

versus

SERIOUS FRAUD INVESTIGATION OFFICE

.....Respondent

Through: Mr. Pankaj Mohan, Sr.
Prosecutor, Mr. Umesh
Mankad, Sr. Asst.
Director, Mr. Kartikey
Yadav, Mr. Lakshay Singh
& Mr. A.S. Muhania,
Advs.
Adv. Harish Vaidyanathan
Shankar, CGSC, Adv.
Srish Kumar Mishra &
Adv. Alexander Mathai
Paikaday.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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05.07.2024

1. The learned counsel for the applicants submit that the Hon'ble Apex Court in ***Tarsem Lal v. Directorate of Enforcement, Jalandhar Zonal Office : 2024 INSC 434*** by judgment dated 16.05.2024 held that if the accused is not arrested till the filing of the complaint, as a normal rule the Court should issue summons to the accused and not warrants.
2. They submit that the Hon'ble Apex Court further held that if the accused appears before the Special Court pursuant to the summons, he shall not be treated as he is in custody and therefore, it is not necessary for him to apply for bail. The Special Court, however, can direct the accused to furnish bond in terms of Section 88 of the Code of Criminal Procedure.



3. They submit that in view of the law laid down by the Hon'ble Apex Court, they be permitted to withdraw the present applications and appear before the learned Special Judge and take appropriate steps as may be directed by the learned Trial Court.
4. In view of the above, the present applications are dismissed as withdrawn with the aforesaid liberty.
5. Interim orders stand vacated.
6. A copy of this order be placed in all the matters.

AMIT MAHAJAN, J

JULY 5, 2024
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