

OFFICE OF THE DISTRICT & SESSIONS JUDGE, NEW DELHI DISTRICT
PATIALA HOUSE COURTS, NEW DELHI

No. 23488 /Genl./NDD/2018

Dated, New Delhi 24.09.18

As directed by Ld. Officer Incharge, General Branch, Patiala House Courts, New Delhi, copy of letter no. 40762-40912/Genl./J.Circl./HCS/2017 dated 18.09.2018 alongwith copy of order of Hon'ble High Court of Delhi, received from Sh. Bhupesh Kumar - Addl. District & Sessions Judge/Officer Incharge, General Branch, Central District, Tis Hazari Court (HQs), Delhi, vide diary No. 23088 dated 19.09.2018 in Criminal Appeal No. 1375-76/2013, titled Asian Resurfacing of Road Agency (P) Ltd. Vs Central Bureau of Investigation, be circulated amongst :

1. All The Judicial Officers, PHC, New Delhi.
2. Ld. Chairman, Computer Committee, PHC, New Delhi.
3. Ld. Chairman, Digitization, Committee, PHC, New Delhi.
4. Ld. OIC, Record Room, PHC, New Delhi.
5. Ld. Chairman, Website Committee, PHC, New Delhi.
6. P S. to Ld. District & Sessions Judge, PHC, New Delhi.

for necessary action and compliance.

(A.O.) A.O. (Judl.)/Branch In-charge
New Delhi District, PHC/Delhi
for 24/9/18
Bhatnagar leave today.

23088
19/9/18

①

OFFICE OF THE DISTRICT & SESSIONS JUDGE (HQs): DELHI

No. 40762-40912 Genl./J.Circl./HCS/2017 Dated, Delhi the 18-9-18

Copy of the letter bearing no. 41639-Crl. dated 15.09.2018 along with copy of order dated 25.04.2018 passed by Hon'ble Supreme Court of India in *Criminal Appeal No. 1375-76/2013 titled "Asian Resurfacing of Road Agency (P) Ltd. Vs. Central Bureau of Investigation"* received from the Deputy Registrar/Crl., Hon'ble High Court of Delhi, New Delhi, be circulated for information and necessary action/compliance to:-

1. All the Ld. District & Sessions Judges, Delhi, New Delhi (except Central District) with request to direct the concerned official to circulate the same amongst the Judicial Officers under your control. PHC
2. All the Ld. Judicial Officers, Central District, Tis Hazari Courts, Delhi.
3. The Ld. Principal Judge, Family Court, South West District, Dwarka Courts, New Delhi with request to direct the concerned official to circulate the same amongst the Judicial Officers under your control.
4. The Ld. Chairman Computer Committee, Central District, Tis Hazari Courts, Delhi.
5. The Ld. Chairman, Digitization, Central District, Tis Hazari Courts, Delhi.
6. The Ld. Officer-In-Charge, Record Room, Tis Hazari Courts, Delhi.
7. The Ld. Chairman, Website Committee, Tis Hazari Courts, Delhi with request to direct the concerned official to upload the same on the Website of Delhi District Courts.
8. PS to Ld. District & Sessions Judge (HQs) Tis Hazari Courts, Delhi.

Ecnls. As above.

(BHUPESH KUMAR) 21/9/18
Officer-In-Charge (Genl. Branch)
Addl. District & Sessions Judge
Central District, Tis Hazari Courts, Delhi
18/9/18

- Be circulated
- ① Amongst all the Judicial Officers, PHC, ND.
 - ② Ld. Chairman, Computer Committee, PHC.
 - ③ Ld. Chairman, Digitization Committee, PHC.
 - ④ Ld. OIC, Record Room, PHC, ND.
 - ⑤ Ld. Chairman Website Committee, PHC, ND.
 - ⑥ P.S. to Ld. District & Sessions Judge, PHC-ND.
- Forwarded to Central Branch, ND
(officiating)
District & Sessions Judge
New Delhi District
Patna House Courts, New Delhi
20/09/18

OIC/General Branch
NDD/PHC/New Delhi
22/9/18

②
IN THE HIGH COURT OF DELHI AT NEW DELHI

NO.

41639- Csl

DATE

15/9/18

FROM:

Registrar General,
High Court Of Delhi,
New Delhi.

TO

The District & Sessions Judge(Head Quarter),
Tis Hazari Courts, Delhi.



Sub: Transmission of TCR in digitized form/soft copy in CD.

Respected Sir,

I am directed to inform you that despite requisition for Trial Court Record(TCR) in digitized form/soft copy in CD, original TCRs in physical form are being transmitted by concerned trial courts to this Court. As a result, directions issued vide order dated 25.04.2018(copy enclosed) in Criminal Appeal No. 1375-76/2013 by Hon'ble Supreme Court of India, are not being complied with in its' letters and spirit. Therefore, you are once again requested to kindly ensure that as and when TCRs are requisitioned, the concerned Trial Courts should transmit only the scanned copy/photocopy of the TCR alongwith its' CD, well in advance before the next date of hearing fixed in the matter.

Kindly acknowledge the receipt.

Yours faithfully

Encl : As above.

Now digitization has started. Reconstituted to all courts that record be sent to digitized form. where necessary as such.

*D.S.J. (H.C.)
15/09/18
Ld. o/c. Genl.*

[Signature]
Deputy Registrar/Crl.
For Registrar General

MOST URGENT

HIGH COURT OF DELHI AT NEW DELHI

No. 31361-72 /CrI/DHC/New Delhi

Dated 20/07/18 ⁽³⁾

From
The Registrar General,
High Court of Delhi,
New Delhi

9/C

1. The District & Sessions Judge, Headquarters, Tis Hazari Court, Delhi
2. The District & Sessions Judge, District- Central, Tis Hazari Court, Delhi
3. The District & Sessions Judge, District- West, Tis Hazari Court, Delhi
4. The District & Sessions Judge, District, North-West, Rohini, Delhi
5. The District & Sessions Judge, District- North, Rohini Court, Delhi
6. The District & Sessions Judge, District- East, Karkardooma Court, Delhi
7. The District & Sessions Judge, District, North-East, Karkardooma Court, Delhi
8. The District & Sessions Judge, District- Shahdara, Karkardooma Court, Delhi
9. The District & Sessions Judge, District- South, Saket Court, New Delhi
10. The District & Sessions Judge, District- South-East, Saket Court, Delhi
11. The District & Sessions Judge, District- South-West, Dwarka Court, New Delhi
12. The District & Sessions Judge, District- New Delhi, Patiala House Courts, New Delhi


Subject:- Regarding requisition of original Trial Court Record from the High Court and Supreme Court of India.

Sir,

I am directed to say that Hon'ble the Acting Chief Justice of this Court, having regard to the directions issued by the Hon'ble Supreme Court in Criminal Appeal No.13-75 of 2013 titled "*Asign Resurfacing of Road Agency P. Ltd. & Anr.*" (copy enclosed), has been pleased to direct that whenever original record is requisitioned by the Supreme Court or High Court, scanned/digitized/photocopy thereof may be transmitted, instead of the original, unless otherwise specifically ordered by the Court. It is further directed that the original record shall not be weeded out during the pendency of the matter till a communication regarding its disposal is received from the Court concerned.

You are further requested to issue the aforesaid directions to all the subordinate courts working under your jurisdiction.

Yours truly,


Assistant Registrar (ex)
For Registrar General

Encls: As above

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

(Order XVI Rule 4 (1)(a))

C.A. 1313-76/13
S.L.P. (CRL.) No. OF 2011

(UNDER ARTICLE 136 OF THE CONSTITUTION OF INDIA)

BETWEEN:

POSITION OF THE PARTIES

	Trial Court	High Court	Supreme Court
ASIAN RESURFACING OF ROAD AGENCY P. STD. HAVING ITS REGISTERED OFFICE AT M-75, GREATER KAILASH PART-I NEW DELHI-110048 THROUGH DIRECTOR J.P.R. PREM ARORA W/O SHRI KISHAN LAL R/O M-75, GREATER KAILASH PART-I, NEW DELHI.	Accused No. 1	Petitioner No. 1	Petitioner No. 1
	Accused No. 2	Petitioner No. 2	Petitioner No. 2

VERSUS

	Prosecution	Respondent
CENTRAL BUREAU OF INVESTIGATION PLOT NO. 5-B, 6 TH FLOOR, CGO COMPLEX, LODHI ROAD, NEW DELHI - 110003 THROUGH DIRECTOR		Respondent

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS. 1375-1376 OF 2013

SURFACING OF ROAD AGENCY P. LTD. AND ANR.

Appellants

Versus

NATIONAL BUREAU OF INVESTIGATION

ORDER

Certified to be true copy
Respondent

Am. [Signature]
Supreme Court of India

Learned counsel for the parties.

In the judgment of three Judge Bench dated 28th March, 2018 and after perusing the material on record, we do not find any ground to interfere with the conviction and sentence.

Accordingly, the trial court is directed to proceed with the matter pending before it. Contentions of the parties are left open which may be gone into by the trial court. Parties are directed to appear before the trial court on 14th May, 2018.

Give effect to directions in judgment of this Court dated 28th March, 2018, noted above. We direct that wherever original record has been summoned by an appellate/revisional court, photocopy/scanned copy of the same may be kept for its reference and original returned to the trial courts forthwith.

We also direct that if in future the trial court record is summoned, the trial court may send photocopy/scanned copy of the record and retain the original so that the proceedings are not held up. In cases where specifically original record

(c)

by holding that photocopy will not serve the purpose, the
revisonal court may call for the record only for perusal and the same be
returned while keeping a photocopy/scanned copy of the same.

This order be sent to all the High Courts.

Appeals are disposed of.

[Adarsh Kumar Goel]

[Rohinton Fali Nariman]

New Delhi,
April 10, 2018.



True copy
2