

Court No. - 29

Case :- CRIMINAL MISC. WRIT PETITION No. - 1834 of 2021

Petitioner :- Shriram Ram

Respondent :- State Of U.P. And 7 Others

Counsel for Petitioner :- Sunil Kumar, Sunil Kumar

Counsel for Respondent :- G.A, Hari Om Sharan Tiwari, Rajiv Lochan Shukla, Sanjay Shukla

Hon'ble Munishwar Nath Bhandari, Acting Chief Justice
Hon'ble Piyush Agrawal, J.

Compliance report has been submitted by the Additional Advocate General Sri Manish Goyal along with Sri Syed Ali Murtaza.

On 19.1.2021, this Court passed a detailed order showing the default of Police and Economic Offences Wing in regard to the FIRs registered in the year 2019 onwards involving 1647 investors. The total amount involved in those FIRs is amounting to Rs. 237 crores and odd for which 284 FIRs have been registered.

It is informed that two main accused are out of the country and passport of one accused has been cancelled by the Ministry of External Affairs. We failed to understand that why the request for cancellation of passport was not made immediately when 284 FIRs were registered against the accused and why the Ministry of External Affairs has cancelled only one passport out of two while requests was sent by the Police simultaneously. In any case, we find that despite cancellation of passport, the information to the Embassy of foreign country, where the accused are residing, has not been given so as to deport them. It is also that one accused, who is represented through the counsel in this proceeding and is available in India has not yet been arrested. This Court intended to make serious observation about

the working of the Police and Economic Offences Wing, however, on the request of Sri Manish Goyal (Additional Advocate General), we are adjourning the matter for two weeks to see further efforts of the Police / Economic Offences Wing to arrest the two main accused apart from others against whom warrants of arrest have been issued. Respondents would be expected to send a copy of this order to the Ministry of External Affairs to know about the proceedings and the order passed therein. It is take immediate action for cancellation of passport of other accused and information to the concerned Embassy.

Let this petition be listed again on **22nd October, 2021**, on which date again the Director, Economic Offences Wing shall remain present in the Court.

Since the matter has been sent to the Director, Economic Offences Wing, therefore, the presence of Director General of Police, Uttar Pradesh is exempted.

Connect with Criminal Misc. Writ Petition No. 8828 of 2021 (Vimal Kumar Mishra and others Vs. State of UP and others).

Sri Amrendra Nath Singh, Senior Counsel assisted by Sri Rishabh Raj for the petitioner is present in the connected writ petition.

Order Date :- 4.10.2021
Rahul Dwivedi/

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(Piyush Agrawal,J.) (Munishwar Nath Bhandari,A.C.J.)