



ITEM NO.11+26

COURT NO.2

SECTION II-C

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1.) No(s).7961/2025

[Arising out of impugned final judgment and order dated 14-05-2025 in MCRC No.2744/2025 passed by the High Court of Chhatisgarh at Bilaspur]

SURYAKANT TIWARI

Petitioner(s)

VERSUS

STATE OF CHHATTISGARH

Respondent(s)

[TO BE TAKEN UP ALONG WITH I.A. NO. 175987/2025 IN SLP (CRL.) NO. 1680/2025]

IA No. 131361/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 131362/2025 - EXEMPTION FROM FILING O.T.

IA No. 175421/2025 - EXEMPTION FROM FILING O.T.

IA No. 164773/2025 - EXEMPTION FROM FILING O.T.

IA No. 175420/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 164301/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

With

SLP(Cr1.) No.15941/2024(II-C)

[ONLY IA NO. 175987 / 2025 IN SLP(CRL.) NO. 1680 / 2025 IS LISTED UNDER THIS ITEM] [TO BE TAKEN UP ALONG WITH SLP(CRL.) NO.7961/2025]

WITH

SLP(Cr1) No. 1680/2025 (II-C)

IA No. 175987/2025 - APPLICATION FOR VACATION OF INTERIM ORDER

Date : 05-08-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE JOYMALYA BAGCHI

For Petitioner(s) Mr. Mukul Rohatgi, Sr. Adv.
Mr. Tushar Giri, AOR

Mr. Sahil Bhalaik, Adv.
 Mr. Siddharth Anil Khanna, Adv.
 Mr. Ritik Arora, Adv.
 Mr. Shivam Mishra, Adv.
 Mr. Shashank Mishra, Adv.
 Mr. Sabbir Kacchi, Adv.
 Ms. Gulshan Jahan, Adv.

Mr. Kumar Vaibhaw, Adv.
 Ms. Devina Sehgal, AOR
 Mr. Somaya Gupta, Adv.

Mr. Mukul Rohatgi, Sr. Adv.
 Mr. Tushar Giri, Adv.
 Mr. Sahil Bhalaik, AOR
 Mr. Siddharth Anil Khanna, Adv.
 Mr. Ritik Arora, Adv.
 Mr. Shivam Mishra, Adv.
 Mr. Shashank Mishra, Adv.
 Mr. Sabbir Kacchi, Adv.

For Respondent(s) Mr. Mahesh Jethmalani, Sr. Adv.
 Mr. Vivek Sharma, A.A.G.
 Mr. Ravi Sharma, D.A.G.
 Mr. Apoorv Shukla, AOR
 Ms. Madhulika Rai Sharma, Adv.
 Ms. Mugdha Pande, Adv.
 Ms. Prabhleen A. Shukla, Adv.
 Mr. Vaibhav Thaledi, Adv.
 Mr. Swapnil Chaudhary, Adv.
 Mr. Ishann Bhardwaj, Adv.

Mr. Mahesh Jethmalani, Sr. Adv.
 Mr. Vivek Sharma, A.A.G.
 Mr. Ravi Sharma, D.A.G.
 Mr. Apoorv Shukla, AOR
 Ms. Madhulika Rai Sharma, Adv.
 Ms. Mugdha Pande, Adv.
 Ms. Prabhleen A. Shukla, Adv.
 Mr. Vaibhav Thaledi, Adv.

UPON hearing the counsel the Court made the following
 O R D E R

1. The instant petition seeks release of the Petitioner on bail in FIR bearing Case Crime No. 02/2024 dated 16.01.2024, registered at Police Station Anti-Corruption Bureau/Economic Offences Wing, Chhattisgarh, Raipur for the offences punishable under Section 420 read with Section 120-B of the Indian Penal Code, 1860 and under Sections 7 and 12 of the Prevention of

Corruption Act, 1988.

2. Titled the 'District Mineral Fund scam,' the allegations in this FIR *inter alia* pertain to State Government officials enabling inflated tenders, allowing illegal gratifications to be funneled under the guise of material procurement in Korba District of Chhattisgarh. The Petitioner herein was the alleged 'fund manager' who would collect hefty sums from the beneficiaries of these governmental contracts, for and on behalf of the political authorities of the state. He was consequently formally arrested on 03.03.2025, in connection with the subject-FIR, while already being in custody in other cases.

3. Notably, the present Petitioner is also an accused in an ED case alleging the perpetration of a 'Coal Levy scam' in Chhattisgarh, namely PMLA-ECIR/RPZO/09/2022, registered on 29.09.2022 by the ED Raipur Zonal Office. He was arrested in relation to this ECIR on 29.10.2022, and has been in custody ever since. The Petitioner is similarly one of the principal accused in FIR No. 03/2024 dated 17.01.2024, registered by the Anti-Corruption Bureau/Economic Offences Wing, Raipur. Admittedly, there are several co-accused named in all the aforementioned criminal cases.

4. On 29.05.2025, this Court, after briefly hearing counsel for the parties and considering the attenuating circumstances coloring that batch of petitions, deemed it appropriate to release the Petitioner as well as the various co-accused on *interim* bail in numerous different FIRs and ECIRs. In so far as the Petitioner and co-accused Ranu Sahu, Sameer Vishnoi and Saumya Chaurasiya were concerned, this Court had also sought fit to impose the following conditions on them while enlarging them on *interim* bail:

"3. As far as the petitioners - Ranu Sahu, Suryakant Tiwari, Sameer Vishnoi and Saumya Chaurasiya are concerned, it is directed that they shall not stay in the State of Chhattisgarh till further orders, except

that they shall remain present before the Investigating Agency or the Trial Court as and when required. They are also directed to furnish the addresses of their stay outside the State of Chhattisgarh to the jurisdictional police station within one week of their release.

4. In the event the petitioners are found to contact the witnesses or influencing them in any manner or trying to tamper with the evidence, the same shall be taken as a misuse of concession of interim bail.

5. This interim arrangement is without prejudice to the contentions of the respondent(s) and no equitable consideration shall accrue in favour of the petitioners, who are being released as an interim measure only, at the time of further consideration of these matters.

6. The petitioners are directed to deposit their passports before the Trial Court/Special Court immediately on their release on interim bail.

7. The petitioners shall join the investigation and fully cooperate with the same."

[emphasis supplied]

5. We have heard learned Senior Counsel for the parties at a considerable length, both for and against the grant of *interim* bail to the Petitioner in the subject-FIR. After duly considering their submissions and perusing the voluminous record, we are of the opinion that in the instant case as well, the Petitioner can be released on *interim* bail, at this stage. In all fairness, we are not referring to the submissions made by both sides, as such a holistic consideration is better deferred to the stage of final hearing. However, it is clarified that here, too, the Petitioner shall be bound by the conditions imposed by us in our order dated 29.05.2025, reproduced above at para 4.

6. Ordered accordingly.

7. List on 24.09.2025.

8. Tag with SLP(Cr1.)No. 15941/2024 and connected matters.

IA No.175987/2025 in Special Leave to Appeal
(Cr1.)No(s).1680/2025

1. We have heard learned Senior Counsel for the parties at a considerable length and perused the record.
2. We have duly considered the grounds urged for recalling our order dated 29.05.2025 granting *interim* bail to the Petitioner, namely Suryakant Tiwari. However, we find no cogent reason for entertaining the present application at this stage, and the same is accordingly dismissed.
3. However, it is open to the Prosecution to seek cancellation of the *interim* bail if any material emerges indicating misuse of the concession afore-granted.

(SATISH KUMAR YADAV)
ADDITIONAL REGISTRAR

(PREETHI T.C.)
ASSISTANT REGISTRAR