

ITEM NO.42 **Revised***
COURT NO.1 SECTION II-A

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 (Crl.) No(s).9769/2021

(Arising out of impugned final judgment and order dated 24-11-2021 in CRMA No. 584/2021 passed by the High Court of Judicature at Bombay at Goa)

TARUN JIT TEJPAL Petitioner(s)

VERSUS

THE STATE OF GOA Respondent(s)

(FOR ADMISSION and I.R. and IA No.164295/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 28-11-2022 This petition was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA

For Petitioner(s) Mr Kapil Sibal, Sr Adv.
Mr Amit Desai, Sr Adv.
Mr Ankur Chawla, Adv.
Mr Aamir Khan, Adv.
Ms Aparajita Jamwal, Adv.
Ms Aadyashree Dutta, Adv.
Mr. Jayant Mohan, AOR

For Respondent(s) Mr. Tushar Mehta, SG
Mr. Abhay Anil Anturkar, Adv.
Mr. Shailendra Bhohe, Adv.
Mr. Abhikalp Pratap Singh, Adv.
Mr. Kanu Agarwal, Adv.
Mr. Dhruv Tank, Adv.
Bhavya Pande, Adv.
M/S. Dr. R.R. Deshpande And Associates, AOR

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

- 1 The petitioner is not entitled to demand an in-camera hearing of the appeal filed by the State against the order of acquittal having due regard to the provisions of Section 327 of the Code of Criminal Procedure 1973. We decline to interfere with the impugned judgment of the High Court of Judicature at Bombay at Goa

dated 24 November 2021.

- 2 Mr Kapil Sibal, senior counsel appearing on behalf of the petitioner, adverted to a communication of the Registrar (Judicial.I) on the Appellate Side of the High Court of Judicature at Bombay to his counterpart at Goa dated 9 September 2021 stating that the Chief Justice had directed that the hearing of the appeal shall take place through the virtual mode.
- 3 Mr Kapil Sibal submits that the petitioner would move the Division Bench of the High Court which is hearing the criminal appeal for a direction that the appeal be heard within the physical precincts of the High Court rather than on a virtual mode.
- 4 The High Court is entitled to decide whether the hearing should be in the physical court room or on a virtual mode. However, the request of the petitioner for an in-camera hearing has been rejected by the High Court, which stands affirmed by this Court.
- 5 The Special Leave Petition is dismissed.
- 6 Pending application, if any, stands disposed of.

(SANJAY KUMAR-I)
DEPUTY REGISTRAR
(*Revised for appearance)

(SAROJ KUMARI GAUR)
ASSISTANT REGISTRAR

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