

M-75075/61/2021-ESTT-IV  
Government of India  
Ministry of Jal Shakti  
Department of Water Resources, River Development & Ganga Rejuvenation  
Central Water Commission

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03rd Floor(S), Sewa Bhawan,  
R. K. Puram, New Delhi- 110066  
Dated the, 10th March, 2021

**OFFICE MEMORANDUM**

**Subject: Judgement dated 28.03.2018 in Criminal Appeal No. 1375-1376 of 2013 passed by Hon'ble Supreme court of India - reg.**

The undersigned is directed to forward herewith a copy of an e-mail dated 04.03.2021 received from E-IV Section, DoWR, RD & GR forwarding therewith a copy of O.M No. A-42017/17/2018-E-IV Section dated 03.03.2021 enclosing therewith a copy of self -explanatory O.M dated 18.02.2021 received from Ministry of Law & Justice on the above subject, for information and reference.

2. The judgement in the matter is available at the below link.

[https://main.sci.gov.in/supremecourt/2011/27580/27580\\_2011-Judgement\\_28-Mar-2018.pdf](https://main.sci.gov.in/supremecourt/2011/27580/27580_2011-Judgement_28-Mar-2018.pdf)

Enclosures: **As above**

**(R. K. Balamurugan)**  
Under Secretary(E-IV)  
Tel No: 011 29583302  
E-mail: estt4@nic.in

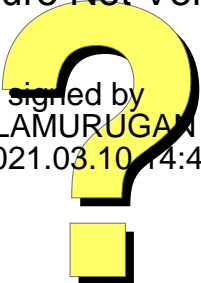
To

1. US/SO Estt.-I,II,III,V,VI,VII,VIII,IX,X,XI,XII,XIII,XIV,O&M,APAR and CM&V Section, CWC
  2. All the Chief Engineers of field offices of CWC(through Web Portal circular of CWC)
  3. Director, RMCD, CWC
  4. Director, RD Directorate, CWC
  5. Director, WP & P/D&R(C), CWC
  6. Director, PCP Directorate,CWC
  7. S.E. Planning Circle, Faridabad, CWC
- Copy for kind information to

P. P.S to Chief Engineer (HRM), CWC

Signature Not Verified

Digitally signed by  
R.K.BALAMURUGAN  
Date: 2021.03.10 14:43:39 IST



**From :** Chairman cwc (chairman-cwc@nic.in)

**To :** sameerds-cwc@nic.in

**Cc :**

**Subject :** Fwd: [Mowr-orgnheads] Judgement dated 28.03.2018 in Criminal Appeal No. 1375-1376 of 2013 passed by Honble Supreme court of India - reg.

**Date :** Mar 04 2021 15:22 PM

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**From:** "E-IV Section, MoWR,RD&GR" <soe4-mowr@gov.in>

**To:** "mowr-orgnheads" <mowr-orgnheads@lsmgr.nic.in>, "mowr-wingheads" <mowr-wingheads@lsmgr.nic.in>, "mowr-divisionheads" <mowr-divisionheads@lsmgr.nic.in>, "mowr-branchheads" <mowr-branchheads@lsmgr.nic.in>, "mowr-sections" <mowr-sections@lsmgr.nic.in>

**Sent:** Thursday, March 4, 2021 3:08:52 PM

**Subject:** [Mowr-orgnheads] Judgement dated 28.03.2018 in Criminal Appeal No. 1375-1376 of 2013 passed by Hon'ble Supreme court of India - reg.

Establishment - IV Section,  
MoWR,RD&GR

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Mowr-orgnheads mailing list -- mowr-orgnheads@lsmgr.nic.in

To unsubscribe send an email to mowr-orgnheads-leave@lsmgr.nic.in

**No. A-42017/17/2018-E-IV Section**

Government of India  
Ministry of Jal Shakti  
Department of Water Resources,  
River Development & Ganga Rejuvenation

Shram Shakti Bhawan, Rafi Marg,  
New Delhi, dated the 3rd March, 2021

**OFFICE MEMORANDUM**

Subject: Judgement dated 28.03.2018 in Criminal Appeal No. 1375-1376 of 2013  
passed by Hon'ble Supreme Court of India— reg.

The undersigned is directed to forward herewith a copy of self explanatory letter dated 18.02.2021 received from Ministry of Law and Justice on the above subject, for information. The judgement in the matter is available at the below link.

[https://main.sci.gov.in/supremecourt/2011/27580/27580\\_2011\\_Judgement\\_28-Mar-2018.pdf](https://main.sci.gov.in/supremecourt/2011/27580/27580_2011_Judgement_28-Mar-2018.pdf)

**Encl. As above**

Signature Not Verified

Digitally signed by SHALINI  
JUNEJA  
Date: 2021.03.04 10:25:17  
IST

(Shalini Juneja)  
Under Secretary to the Government of India  
PH : 23711946

To ,

1. Heads of all Organisations under the DoWR, RD & GR.
2. All Wing/Division/ Branch Heads and Sections of DoWR, RD & GR.

File No.17/10/2018-NM  
Government of India  
Ministry of Law and Justice  
Department of Justice

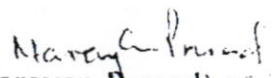
Jaisalmer House  
26, Mansingh Road, New Delhi-110011  
Dated: the 18<sup>th</sup> February 2021

**OFFICE MEMORANDUM**

**Subject: Judgement dated 28.03.2018 in Criminal Appeal No.1375-1376 of 2013 passed by Hon'ble Supreme Court of India.**

In supersession of Department of Justice Office Memorandum No. 17/10/2018-NM dated 13th June 2018 (copy enclosed), the undersigned is directed to enclose a copy of the Judgement of Hon'ble Supreme Court dated 28.03.2018 in Criminal Appeal No.1375-1376 of 2013 ( which is also available at the Supreme Court Website at [https://main.sci.gov.in/supremecourt/2011/27580/27580\\_2011\\_Judgement\\_28-Mar-2018.pdf](https://main.sci.gov.in/supremecourt/2011/27580/27580_2011_Judgement_28-Mar-2018.pdf) ) for information and reference.

2. This issues with the approval of the competent authority.

  
(Narayan Prasad)  
Deputy Secretary to Government of India  
Tele: 23072146

To,

All Central Ministries/Departments



File No. N-17/10/2018-NM  
Government of India  
Ministry of Law and Justice  
Department of Justice

Jaisalmer House  
26, Mansingh Road, New Delhi-110011  
Dated: the 13<sup>th</sup> June, 2018

**OFFICE MEMORANDUM**

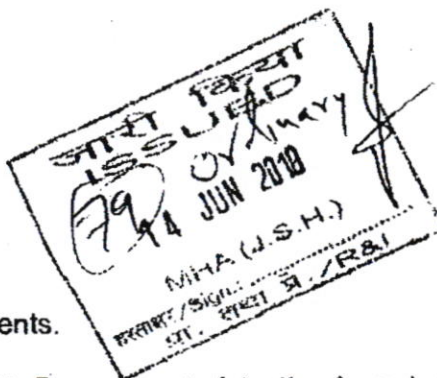
**Subject: Judgement dated 28.03.2018 in Criminal Appeal No. 1375-1376 of 2013 passed by Hon'ble Supreme Court of India.**

Sir,

This Department has received a copy of Judgement dated 28.03.2018 in Criminal Appeal No. 1375-1376 of 2013 passed by Hon'ble Supreme Court of India, through the Office of Hon'ble Prime Minister for forwarding to all concerned.

The implication of the aforesaid judgment is that where any action by a development agency or an enforcement agency, as the case may be, was stayed by a court of law, the same shall stand vacated automatically at the expiry of 6 months from the date of the order i.e. 28.03.2018, unless the same is extended by a speaking order. Further, the judgment casts a responsibility on the court granting stay that the speaking order must show that the case was of such exceptional nature that continuing the stay was more important than having the trial finalized. Also, in such cases where the stay is extended, the trial court has been directed to fix a date not beyond six months of the order of stay so that on expiry of period of stay, proceedings can commence.

The judgment of Hon'ble Supreme Court can be accessed at [https://sci.gov.in/supremecourt/2011/27580/27580\\_Judgement\\_28-Mar-2018.pdf](https://sci.gov.in/supremecourt/2011/27580/27580_Judgement_28-Mar-2018.pdf).



(Giridhar G Pai)  
Director  
Ph. 23072145

To,  
All Central Ministries/Departments.

Copy to: - Under Secretary (JI), Department of Justice for uploading on portal w.r.t PMO ID No. 4827311/PMO/2018-Pol dated 24.04.2018.

Copy to  
14/6