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W.P(C)No. 522 OF 2003

ITEM No.301

Court No. 2

SECTION PIL

A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition (Civil) No.522/2003

AJAY K. AGRAWAL

Petitioner (s)

VERSUS

UNION OF INDIA

Respondent (s)

(With Appln(s). for directions and intervention and c/delay in filing counter affidavit and impleadment as party respondent and clarification and directions)

With

W.P(Crl.)No.217/2003 MUKESH MANUBHAI VASHI vs. STATE OF MAHARASHTRA & ORS.

(with appln. for intervention),

W.P(C)No.575/2003 KULDEEP KUMAR vs. UNION OF INDIA & ORS.

(With appln. for ad interim orders)

W.P(Crl.)No.1/2004 UTTAM M. KALE vs. UNION OF INDIA & ORS.

(with appln .for stay)

W.P(Crl.)No.269/2003 DORE RAJU.S. vs. STATE OF KARNATAKA & ANR.

W.P(Crl.)No.270/2003 DELHI STUDY GROUP vs. STATE OF MAHARASHRA & ORS.

(with appln. for directions)

Date : 16/11/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s)

in WP 522/03,

In person

In WP 575/03

in WP 217/03 Mr.Pradeep Kumar Bakshi,Adv.

In WP 1/04 Mr.Santosh Paul,Adv.,

Mr.M.J. Paul,Adv.,

Mr.Sandeep Chhabra,Adv.,

Mr.Rajeev Sharma,Adv.

In WP 269/03 Mr.Bhupender Yadav,Adv.,

Mr.R.C. Kohli,Adv.

In WP 270/03 Mr.D.N. Goburdhan,Adv.,

Ms.Geeta Luthra,Adv.,

Ms.Pinky Anand,Adv.

For Respondent (s)

Dr.Kailash Chand,Adv.

for CBI Mr.A. Sharan,ASG

Mr.Amit Anand Tiwari,Adv.,

Mr.Samir Ali Khan,Adv.,

Ms.Sandhya Goswami,Adv.,
Mr. P. Parmeswaran,Adv.

For Karnataka State Mr. Sanjay R. Hegde,Adv.

For Maharashtra State Mr.S.K. Dholakia,Sr.Adv.,
Mr.S.S. Shinde,Adv.,
Mr.Mukesh K. Giri,Adv.
Mr.Dipak Bhattacharyya,Adv.,
Mr.Prabir Chowdhury,Adv.

For State of M.P. Mr. Satish K. Agnihotri,Adv.
Mr.Rohit K. Singh,Adv.,
Mr.Amit Mishra,Adv.

For Chhatisgarh State Ms.Suparna Srivastava,Adv,
Mr.Rajesh Srivastava,Adv.,
Ms.Deepti Singh,Adv.

For State of Gujarat Ms. Hemantika Wahi,Adv.,
Mrs.Archna P. Khopde,Ad.,
Mrs.Manita Varma,Adv.

For Punjab State Mr.R.K. Rathore,AAG,
Mr.A.K. Sinha,Adv.

For Haryana State Mr.Aditya Kumar Choudhary,Adv.,
Mr.Vinay Kumar Garg,Adv.

For UT of Chandigarh Ms. Kamini Jaiswal,Adv.,
Mr.Saqib,Adv.

For State of T.N. Mr.Subramonium Prasad,Adv.
Mr.Gopalakrishnan,Adv.,
Mr.Abhay Kumar,Adv.,
Mr.Rahul,Adv.

For State of Kerala Mr.K.R. Sasiprabhu,Adv.,
Ms.Indra,Adv.

For State of Tripura Mr. Gopal Singh,Adv.,
Mr.Anurag Sharma,Adv.,
Mr.Rituraj Biswas,Adv.

For Arunachal Pradesh Mr.Anil Shrivastav,Adv.

For State of Manipur Mr.Khwairakpam Nobin Singh,Adv.,
Mr.S. Birwajit Mriti,Adv.

For State of Nagaland Mr.U. Hazarika,Adv.,
Ms.Rajni Bhagat,Ms.Sumita Hazarika,Advs.

for Sikkim StateMr.A. Mariarputham,Adv.,
Ms.Aruna Mathur,Adv.,
for M/s.Arputham, Aruna & Co.

For UTsMr.S.Wasim A. Qadri,Adv.,
Mr.D.S. Mahra,Adv.

For State of Jharkhand Mr.Gopal Prasad,Adv.
Mr.Anand Sehkhari,Adv.

For Pondicherry State Mr. V.G. Pragasaam,Adv.

For State of GoaMs.A. Subhashini,Adv.

For State of W.B. Mr. Tara Chandra Sharma,Adv.
Ms.Neelam Sharma,Adv.

For State of H.P. Mr. J.S. Attri, Adv.

For State of Meghalaya Mr. Ranjan Mukherjee, Adv.

For State of Assam Ms. Krishna Sarma, Adv.,
Mr. J.R. Luwang, Adv. for
M/s. Corporate Law Group

For State of U.P. Mr. Ravi Prakash Mehrotra, Adv.
Ms. Reena Singh, Adv.

For Uttarakhand State Ms. Rachana Srivastava AAG

Ms. Binu Tamta, Adv.

Mr. Shivaji M. Jadhav, Adv.

Mrs. Anil Katiyar, Adv.

Mr. T.V. Ratnam, Adv.

Mr. Ravindra Keshavrao Adsure, Adv.

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

When the matter was called on Mr. Amarendra Sharan, the learned Addl. Solicitor General produced before us the latest Status Report as also the synopsis thereof. A copy of the said synopsis has been handed over to Mr. Ajay K. Aggarwal, writ petitioner appearing in person. The learned ASG states that with a view to smooth conduct of the investigation as also trial of the cases, it is imperative that Video Conferencing facilities be provided by the States of Karnataka and Maharashtra. Let notices be issued to these States. The responses thereto in this behalf may be filed within three weeks. Mr. Sanjay R. Hegde and Mr. Mukesh K. Giri, learned counsel appearing for their respective States accept notice.

The ASG further requests that the Court may pass an order to the effect that the deputationists who are involved with the investigation of the criminal cases may not be sent back to their parent department till the investigation is complete. Let notice be issued to the Department of Personnel and Training, Union of India. We request the learned Solicitor General to assist us in the matter.

CBI shall in the meantime furnish a list of the deputationists whose services may be found to be necessary before the Secretary, Department of Personnel and Training within one week.

Let the matter appear four weeks hence.

(Vijay Kumar Sharma) (Prem Prakash)
AR cum PS to Hon. Judge Court Master