

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. 312/2001

(From the judgement and order dated 18/10/2000 in CRLWP 402/00
of The HIGH COURT OF DELHI AT N. DELHI)

BHAGWAN DASS

Petitioner (s)

VERSUS

STATE OF DELHI ADMINISTRATION & ORS.

Respondent (s)

(With prayer for interim relief)

(With Appln(s). for stay and accepting document and exemption from
filing O.T.)

Date : 13/08/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.P. MISRA
HON'BLE MR. JUSTICE U.C. BANERJEE

For Petitioner (s)

Mr. R.P. Gupta,Adv.

For Respondent (s)

Mr. O.P. Saxena,Adv.
Mr. M.A.Chinnasamy,Adv.

for C.B.I.

Mr. Sidhartha Yadav,Adv.
Mr. P. Parmeswaran,Adv.

Mr. Anoop Choudhary,Sr.Adv.
Mr. Syed Naqvi,Adv.
Ms. Smista Inna,Adv.
Mr. D.S. Mahra,Adv.

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

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Leave granted. Appeal is allowed. Costs on the
parties.

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(Ganga Thakur)
P.S. to Registrar

(V.P. Tyagi)
Court Master

Signed order is placed on the file

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IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2001@@
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(Arising out of SLP(Cr) No. 312/01)

BHAGWAN DAS ...APPELLANTS

VERSUS

STATE OF DELHI ...RESPONDENTS
ADMINISTRATION & ORS.

O R D E R@@
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.....L.....I.....T.....T.....T.....T.....T.....T.....J
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Leave granted.

Heard learned counsel for the parties.

The present appeal is filed against the dismissal of the criminal petition filed by the appellant.

The only relief sought is about investigation of the crime referred in the writ petition that it should be done by the C.B.I. The High court dismissed the writ petition by holding that such a prayer could be made before the trial court. Learned counsel for the appellant relied on the decision of this Court in Central@@

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Bureau of Investigation Vs. State of Rajasthan & Anr.@@
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(2001(3)SCC 333). Looking to the facts and circumstances of the case, we feel it appropriate and order that let

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investigation be done by C.B.I. However, we further observe as the matter is pending since long the C.B.I. will expeditiously conclude at the earliest time.

The present appeal is allowed. Costs on the parties.

.SP1

.....J.
(A.P. MISRA)

New Delhi,
August 13,2001.

.....J.
(U.C. BANERJEE)