



1. This is an appeal by Union of India and its  
functionary. The appeal arises from the order dated March  
26, 2002 passed by the Rajasthan High Court giving directions  
to them to constitute a separate cadre of Public Prosecutors  
and Assistant Public Prosecutors either on divisional basis  
or zonal basis by creating a separate prosecution department.

2. Mr. Harsh N. Parekh, learned counsel for the  
appellants has placed before us a communication dated  
September 28, 2011 intimating the concerned Additional  
Government Advocate that the matter has been considered by  
the Railway Board and in pursuance of the directions given by  
the Rajasthan High Court, it has been decided to constitute a  
separate cadre of prosecutors. The communication further  
mentions that drafting of Recruitment Rules and the structure  
of the new cadre will, accordingly, be taken up in  
consultation with the appropriate authorities.

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3. In view of the above communication, Mr. Harsh N.  
Parekh submits that appellants are not desirous of  
prosecuting this appeal.

4. Civil Appeal is disposed of accordingly with no  
order as to costs.

.....J.  
[R.M. LODHA ]

.....J.  
[JAGDISH SINGH KHEHAR ]

NEW DELHI  
SEPTEMBER 29, 2011.