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SLP(Crl.)No. 1979 OF 2001
ITEM No.44

Court No. 3

SECTION II
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

Petition(s) for Special Leave to Appeal (Crl.) No. 1979/2001
(From the judgement and order dated 24/04/2001 in CRLWP 1165/99
of The HIGH COURT OF DELHI AT N. DELHI)

K.K. SHARMA

Petitioner (s)

VERSUS

STATE TH. SECY. HOME DEPTT. & ORS.

Respondent (s)

(With Appln(s). for stay and permission to place annexure(s))

Date : 10/12/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAİK
HON'BLE MR. JUSTICE BRIJESH KUMAR

For Petitioner (s) Mr. Sudhir Chandra, Sr. Adv.
Mr. Tridip Pais, Adv.
Mr. Achintya Dvivedi, Adv.
Mr. Nikhil Nayyar, Adv.

For Respondent (s) Mr. Ashwani Kumar, Sr.Adv.
Ms. Ruchi Narula, Adv.
Ms. Anupama Grover, Adv.
Mr. Rakesh K. Sharma, Adv.

Mr.W.S.A. Qadri, Adv.
Mr. D.S. Mahra, Adv.

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

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We are not inclined to interfere with the impugned order of the High Court rejecting the prayer of the petitioner to quash the F.I.R., on the ground that the F.I.R. does not make out any offence under Sections 39 and 44 of the Indian Electricity Act. In our view, the investigation need not be throttled by quashing the F.I.R. at this stage and, we are sure, that unless there are ample materials in course of investigation, question of filing a charge-sheet under Sections 39 and 44 of the Indian Electricity Act would not arise. We, therefore, dismiss the special leave petition.

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(J.S. Rawat)
Court Master

(Suneet Bala Sharma)
Court Master