

IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

WRIT PETITION (CRIMINAL) NO. 36 OF 2008

SUBHASHSINGH SHOBHNATHSINGH THAKUR

PETITIONER(S)

VERSUS

STATE OF MAHARASHTRA

RESPONDENT(S)

WITH

WRIT PETITION (CRIMINAL) NO. 81 OF 2011

O R D E R

WRIT PETITION (CRIMINAL) NO. 36 OF 2008

Mr. Harish N. Salve, learned senior counsel for the petitioner, seeks withdrawal of the Writ Petition with liberty to the petitioner to file petition seeking review of the Judgment dated 05.11.2001 passed in Criminal Appeal No. 966 of 2000 with Death Reference Case No. 1 of 2000. He further submits that liberty may be granted to the petitioner to intervene in Writ Petition (Criminal) No. 48 of 2014¹, which has been referred

1. 2014 (5) SCALE 600, *Union of India Vs. Sriharan @ Murugan & Ors.*

to a 5-Judge Bench vide order dated April 25, 2014.

2. In our view, the prayer is reasonable.

3. Writ Petition is permitted to be withdrawn with liberty as aforesaid.

4. Writ Petition stands disposed of accordingly.

WRIT PETITION (CRIMINAL) NO. 81 OF 2011

Learned senior counsel for the petitioner seeks withdrawal of the Writ Petition with liberty to the petitioner to file Curative Petition with regard to the order dated August 30, 2005 passed in Review Petition (Criminal) Nos. 856-857 of 2005 in Criminal Appeal Nos. 611-612 of 2003. He further submits that liberty may be granted to the petitioner to intervene in Writ Petition (Criminal) No. 48 of 2014¹, which has been referred to a 5-Judge Bench vide order dated April 25, 2014.

2. In our view, the prayer is reasonable.

3. Writ Petition is permitted to be withdrawn with liberty as aforesaid.

4. Writ Petition stands disposed of accordingly.

.....CJI.
(R.M. LODHA)

.....J.
(KURIAN JOSEPH)

NEW DELHI;
AUGUST 27, 2014

.....J.
(ROHINTON FALI NARIMAN)

ITEM NO.101

COURT NO.1

SECTION X

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(s) (Criminal) No(s). 36/2008

SUBHASHSINGH SHOBHNATHSINGH THAKUR

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA

Respondent(s)

(with appln. (s) for directions and office report)

WITH

W.P. (Crl.) No. 81/2011
(With Office Report)

W.P. (Crl.) No. 66/2014
(With Office Report)

Date : 27/08/2014 These petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Petitioner(s)

WP 36/2008

Mr. Harish N. Salve, Sr. Adv.
Mr. R. Basant, Sr. Adv.
Mr. Sushil Karanjkar, Adv.
Mr. Shivaji M. Jadhav, Adv.
Mr. K. N. Rai ,Adv.

WP 81/2011

Mr. Y. Andhyarujana, Sr. Adv.
Mr. Yatendra Sharma, Adv.
Mrs V. D. Khanna ,Adv.

WP 66/2014

Mr. Varun Thakur, Adv.
Mr. Varinder Kumar Sharma ,Adv.
Ms. Shraddha Saran, Adv.

For Respondent(s)

Mr. Arun R. Pedneker, Adv.
Mr. Aniruddha P. Mayee ,Adv.

Mr. Subramonium Prasad, A.A.G.
Mr. M. Yogesh Kanna, Adv.
Mr. B. Balaji ,Adv.

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

Writ Petition (Criminal) No. 36 of 2008 &
Writ Petition (Criminal) No. 81 of 2011

In terms of the signed order, Writ Petitions
are permitted to be withdrawn with liberty and
they stand disposed of.

Writ Petition (Criminal) No. 66 of 2014

Issue notice returnable in ten weeks.

Dasti, in addition to the ordinary process,
is permitted.

(RAJESH DHAM)
COURT MASTER

(RENU DIWAN)
COURT MASTER

(signed order in W.P.(Crl.) No. 36/2008
& W.P.(Crl.) No. 81/2011 is placed on
the file)