

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.).../2000

(From the judgement and order dated 03/10/1997&24.1.2000 in CRLMP
5625/85&CRLC 5/CBI/84 of the HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH AND SPL.JUDL.MAGISTRATE,AMBALA)

U.O.I.& ORS

Petitioner (s)

VERSUS

JASBIR SINGH MANCHANDA & ORS

Respondent (s)

(With Crl.M.P. No 5484-5485/2000 for c/delay in filing SLP)

Date : 03/11/2000 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.T. THOMAS
HON'BLE MR. JUSTICE R.P. SETHI

For Petitioner (s) Ms. Sunita Sharma,Adv.
Mr. P. Parmeswaran,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

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Delay condoned.

These Special Leave Petitions are actually filed
against the order passed by the Special Judicial Magistrate,
Ambala dated 24.1.2000. Petitioners should have moved the High
Court against the said order. Instead of doing that they have
come to this Court straight with this Special Leave Petition.
The reason advanced for adopting this short cut is that the
Special Judicial Magistrate passed the impugned order only on
the strength of the earlier order passed by the High Court
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dated 3.10.1997 and in the light of the observations made by
the High Court. Even then the course which the C.B.I. should
have adopted was to move the High Court against the order
passed by the Special Judicial Magistrate, Ambala. We permit
the petitioners to do so afresh and if any such motion is made
the same shall be disposed of untrammelled by any observations
made by the High Court in the order dated 3.10.1997.

With these observations the Special Leave Petitions are
disposed of.

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(N.K. GOEL)

(H.K. BHATIA) @@

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COURT MASTER

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