

:
SLP(Crl.)No. 6683 OF 2001

ITEM No.35

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
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No. 6683/2001

(From the judgement and order dated 20/04/2001 in CRLRC 218/2001
of The HIGH COURT OF DELHI AT N. DELHI)

SHIV SHANKAR

Petitioner (s)

VERSUS

N.C.T. DELHI

Respondent (s)

(With Appln(s). for c/delay in refiling SLP& stay)

Date : 01/04/2002 This Petition was called on for hearing today.

CORAM :

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

For Petitioner (s) Mr. P.N. Mishra,Sr.Adv.
Mr. M.M. Kashyap,Adv.

For Respondent (s) Mr. Ashok Bhan,Ms.Sunita Sharma &
Mr. D.S. Mahra,Advs

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

.....L.....I.....T.....T.....T.....T.....T.....J.
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Mr. P.N.Mishra appearing for the petitioner prays that this Court may direct to have a fresh investigation by the independent agency inasmuch as according to him the investigation so far made on the basis of which charge-sheet has been filed, and the Court has framed charges is the outcome of a complaint alleged to have been made by the present petitioner as the President of the Market Committee alleging demand of bribe by the respondent. We are unable to accept this contention inasmuch as in our view the investigation already being completed and charge-sheet having been filed and the Court having applied its mind to the

- 2 -

materials and having framed charges, it would not be proper for the Court either to have a fresh investigation or to hold that the so-called witnesses, who have stated in investigation, are not reliable. In that view of the matter, the impugned order refusing the prayer of the petitioner to quash the charge cannot be interferred with.

This Special Leave Petition accordingly stands

dismissed.

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(Y.P.Dhamija)

(Suneet Bala Sharma)@@

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Court Master

Court Master@@

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