

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 (Civil) No(s).12261/2012

(From the judgement and order dated 30/03/2012 in RP No.252/2012,WPC No.3007/2012 of the HIGH COURT OF KERALA AT ERNAKULAM)

THANNICKAL GOPINATHAN NANDKUMAR

Petitioner(s)

VERSUS

P.C.GEORGE, MLA AND ORS.

Respondent(s)

(With appln(s) for impleadment as party respondent and prayer for interim relief and office report )

Date: 28/10/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU  
HON'BLE MR. JUSTICE RANJAN GOGOI

For Petitioner(s) Mr.Nagendra Rai,Sr.Adv.  
Mr.D.K.Devesh,Adv.  
Mr.P.S.Biju, Adv.  
Ms.Nutan Kumari, Adv.  
Mr. Amarjit Singh Bedi,Adv.

For Respondent(s) Mr.K.K.Venugopal,Sr.Adv.  
Mr.V.Giri,Sr.Adv.  
Mr.K.P.Dandapani, Adv.Genl.  
Mr.K.A.Jaleel,AAG  
Mr. Ramesh Babu, M.R.,Adv.  
Mohammed Sadique, Adv.

Ms.Radhika Gautam, Adv.  
Mr.Mahesh Agarwal, Adv.  
Mr.Rohit Jolly, Adv.  
Ms.Parul Shukla, Adv.  
For Mr. E.C. Agrawala ,Adv

Mr. R. Sathish ,Adv

: 2 :

Mr.A.S.Chandhiok,ASG  
Mr.Dinesh Kothari, Adv.  
Ms.Richa Pandey, Adv.  
Mr.B.V.Balram Das, Adv.  
For Mr. Arvind Kumar Sharma ,Adv

Mr. Sanjay Jain ,Adv

Mr.Mathai M.Paikeday, Adv.  
Mr.Adolf Mathew, Adv.  
Mr.I. Jacob,Adv  
Mr.K.Rajeev, Adv.

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

We take on record the affidavit filed by the learned Advocate General of the State of Kerala. In the affidavit so filed the learned Advocate General has stated as under :

".....I respectfully submit that I was informed over the telephone by Sri Oommen Chandy, the Chief Minister of Kerala, to report to the Court that the State Government will entrust the investigation of the case in question to the Central Bureau of Investigation. Based on the said instructions given to me by the Chief Minister, I made a submission before the Hon'ble High Court on 23.02.2012 to the effect that a decision is already taken at the Government level to hand over the case to Central Bureau of Investigation, recording which, the Writ Petition was closed.....".

Since the statement that was made before the Court in the Writ Petition filed by the respondent No.1 -herein, on the instructions of the Hon'ble Chief Minister, we cannot find fault with the course of action adopted by the learned Advocate General. Therefore, while accepting the statement so made by the learned Advocate General, we dismiss this petition.

Ordered accordingly.

(G.V.Ramana)  
Court Master

(Vinod Kulvi)  
Asstt.Registrar