

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

I.A. No. 6 IN

Petition(s) for Special Leave to Appeal (Civil) No(s).12981/2008
(From the judgement and order dated 19/03/2008 in CMWP No. 12660/2008 of
The HIGH COURT OF JUDICATURE AT ALLAHABAD)

NAHAR SINGH YADAV & ANR.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.
(For Intervention)

Respondent(s)

Date: 01/04/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE V.S. SIRPURKAR
HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. Anil Divan, Sr. Adv.

Mr. K.C. Kaushik, Adv.
Mr. Ranvir Singh, Adv.
Mr. Abhisek Yadav, Adv.
Mr. Braj Kishore Mishra, Adv.

Ms. Aparna Jha, Adv.

Mr. Vikram, Adv.
Mr. T Sinha, Adv.

For Respondent(s)

Mr. Shail Kumar Dwivedi, Addl. Adv. Gen.
Mr. Manoj Kumar Dwivedi, Adv.
Mr. Gunnam Venkateswara Rao, Adv.

Mr. Ashok K. Srivastava ,Adv

Mr. Shaiwal Srivastava, Adv.

Mr. G.E. Vahanvati, SG

Mr. Chinmoy Pradip Sharma, Adv.

Mr. B. Krishna Prasad ,Adv

Mr. Rakesh Diwedi, Sr. Adv.

Mr. K Yatali, Adv.
Ms. Rashmi Singh, Adv.
Ms. Mukti Chaudhary, Adv.
Mr. Vishwajit Singh, Adv.UPON hearing counsel the Court made the following
ORDERWe have perused the third status report submitted by the CBI.
In respect of one Judicial Officer

..2/-

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:2:

(Applicant In I.A. No. 6), it appears that CBI has indicated its views. It is open to the CBI to file a report in that regard before the concerned Court immediately. So far as the enquiry relating to others, it is stated that the opinion of the hand-writing expert and examination of some witnesses are necessary. We are told that the report is to be given by the Forensic Science Laboratory, New Delhi. The Director of the Laboratory shall ensure that the report is given as early as practicable but not later than two weeks. This order is being passed considering the urgency involved in the proceedings.

These cases shall be listed on 30th April, 2009. Before that date, a further up-to-date status report shall be submitted.

In the 2nd status report, it was indicated that the CBI wants to proceed against Ashutosh Asthana and others for commission of purported offences under the Prevention of Corruption Act, 1988. It is for the CBI to take necessary steps in that regard and no order is necessary from this Court.

Learned Solicitor General stated that a list of documents which CBI wants to get from the Allahabad High Court shall be submitted so that the same can be considered on the next date.

It is submitted that the bail applications of several persons are pending consideration before the High Court for a very long period. We request the Chief Justice of the Allahabad High Court to see that the bail applications are disposed of at an early date. We make

..3/-

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it clear that we have not expressed any opinion on the merits of the bail applications.

Status reports shall be kept in the sealed covers.

[Charanjeet Kaur]
Court Master

[Shashi Bala Vij]
Court Master