

ITEM NO.50

COURT NO.12

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). 105/2013

MAHANT SHEKHAR SHARAN DEO & ANR.

Petitioner(s)

VERSUS

STATE OF U.P. & ORS.

Respondents(s)

(With application for directions, exemption from filing official translation, seeking amendment/deletion with affidavit, stay and office report)

Date : 30/06/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA  
HON'BLE MR. JUSTICE A. K. SIKRI

For Petitioner(s)

Mr. K. Radhakrishnan, Sr. Adv.  
Mr. B.S. Rajesh Agrajit, Adv.  
Mr. V.K. Ojha, Adv.  
Mr. J.P.S. Oberoi, Adv.  
Mr. Rakesh Kumar, Adv.  
Mr. Shyamal Kumar, Adv.

For Respondent(s)

Mr. Sanjeev Kumar, Adv.  
Mr. H.A. Naik, Adv.  
Mr. Rajesh K. Chauhan, Adv.  
Mr. Venkateswara Rao Anumolu, Adv.

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

The writ petition is disposed of in terms of the  
signed order leaving all other questions open.

(KALYANI GUPTA)  
COURT MASTER

(SHARDA KAPOOR)  
COURT MASTER

Signature Not Verified

Digitally signed by  
Kalyani Gupta  
Date: 2014.07.10  
10:53:06 IST  
Reason:

[SIGNED ORDER IS PLACED ON THE FILE.]

WP(CRL.) NO. 105 OF 2013

IN THE SUPREME COURT OF INDIA  
CRIMINAL ORIGINAL JURISDICTION

WRIT PETITION (CRL.) NO. 105 OF 2013

MAHANT SHEKHAR SHARAN DEO & ANR.

PETITIONERS

VERSUS

## O R D E R

1. While issuing Rule in this Writ Petition on 12th July, 2013, this Court considered prayer (b) in this writ petition wherein the petitioners have prayed for trial of both the FIRs (FIR Nos. 208/2009 and 320/2009) to be clubbed together and heard by any one of the courts either at District Bemetara Chhattisgarh or Mathura, Uttar Pradesh. The FIRs, concern the issue as to whether on the basis of forged Will, property was transferred in the name of minor son.

2. As the issue is common in both the FIRs and after hearing learned counsel for the respective parties, we are convinced that both the FIRs should be clubbed together and be examined by either of the Police Stations. T

learned counsel appearing for the parties agree that the FIRs can be clubbed together and allowed to be investigated by the Bemetara Police Station, District Bemetara, Chhattisgarh.

WP(CRL.) NO. 105 OF 2013

3. Accordingly, this Writ Petition is ordered directing the FIR Nos. 208 of 2009 pending investigation before Vrindavan Police Station, Mathura, Uttar Pradesh to be transferred and clubbed along with FIR No. 320 of 2009 registered at Bemetara Police Station, District Bemetara, Chhattisgarh and proceed in accordance with law.

4. The writ petition is disposed of in the above terms leaving all other questions open.

.....J  
[FAKKIR MOHAMED IBRAHIM KALIFULLA]

.....J  
[A.K. SIKRI]

NEW DELHI  
JUNE 30, 2014.