

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CRIMINAL APPEAL NO(s). 190 OF 2003

BALBIR SINGH & ORS.

Appellant (s)

VERSUS

STATE OF PUNJAB THROUGH CBI

Respondent(s)

(With appln. for impleadment and with office report)

WITH

CRIMINAL APPEAL NOS. 191-194 of 2003

(With appln. for intervention and with office report)

SLP(CRL.).....CRL.MP 10040/2004

(With appln. for permission to file SLP and with office report)

SLP(Crl) NO. 2502 of 2004

(With appln. for stay and with office report)

Date: 16/02/2006 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE A.K. MATHUR

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Appellant(s)

Mr. Sushil Kumar, Sr. Adv.

190/03 & 2502/04

Mr. Ranjit Kumar, Sr. Adv.

Mr. Sudhir Walia, Adv.

Mr. Mahinder Singh Dahiya, Adv.

191-194/03

Mr. Sushil Kumar, Sr. Adv.

Mr. R.K. Kapoor, Adv.

Mr. S.S. Yadav, Adv.

Mr. M.K. Verma, Adv.

Mr. Gobind Kaushik, Adv.

Mr. Satyendra Yadav, Adv.

Mr. Anis Ahmed Khan, Adv.

CRL.MP 10040/04 Mr. K.K. Mohan, Adv.

Mr. Ashish Mohan, Adv.

For Respondent(s) Mr. A. Sharan, ASG

UOI

Mr. T.M.Mohamed Yoseff, Sr. Adv.

Mr. P Sureshan, Adv.

Ms. Sandhya Goswami, Adv.

Ms. Sushma Suri, Adv.

Mr. P Parmeshwaran, Adv.

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C.B.I.

Mr. R.K. Jain, Sr. Adv.

Mr. H.S. Munjral, Adv.

Mr. Sanjay Jain, Adv.

For Intervening party In
Crl.A.191-194

Mr. Jaspal Singh, Sr. Adv.

Mr. Vipin Gogia, Adv.

Ms. Jaspreet Gogia, Adv.

Mr. Gurinder P Singh, Adv.

Mr. K.K. Gogna, Adv.

For Impleading party

In Mr. Colin Gonsalves, Sr. Adv.

Crl.A. 190/2003

Ms. Puja Choudhary, Adv.

Mr. Bharat Sangal, Adv.

UPON hearing counsel the Court made the following

O R D E R

During the course of arguments, it was stated on behalf of the Central

o the Bureau of Investigation (C.B.I.) that the matter will be sent to the Central

Government with the entire records to consider the question of sanction in terms of Section 6 of the Punjab Disturbed Areas Act, 1983 (for short, the Act), as amended in 1989. In view of this stand taken on behalf of the C.B.I. and the Union of India,

we direct that until further orders, operation of the impugned orders shall remain stayed and the Central Government will consider the matter in terms of Section 6

of the Act in accordance with law without being prejudiced by any observation

made in any of the impugned orders. Let the matter be examined by the Central

Government within eight weeks from the receipt of records from the C.B.I.

r the Learned counsel for the C.B.I. stated that the C.B.I. will refer the matter and

produce the entire records within three weeks from today.

d to Place the matter after three months. These cases shall not be treated to

be tied up.

Prakash] [Charanjeet Kaur]

[Om

t Master Court Master

Cour