

W.P(Crl.)No. 118 OF 2003

ITEM No.302

Court No. 4

SECTION X
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

Writ Petition(Crl.) No. 118/2003

BILKIS YAKUB RASOOL

Petitioner (s)

VERSUS

STATE OF GUJARAT & ORS.

Respondent (s)

(With appln.(s) for directions and interim relief and exemption from filing O.T. and Office Report)

With
Crl.MP 6576-77 & 6579 - appln. for transfer of case, exemption and direction)

Date : 12/07/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL
HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s) Mr. Harish N. Salve, Sr. Adv.
Ms. Shobha, Adv.
Ms. Meenakshi Shakerdande, Adv.
Ms. Sheetal, Adv.

For Respondent (s) Mr. Mukul Rohatgi, Sr. Adv.
Ms. Hemantika Wahi, Adv.
Mr. P. Parmeswaran, Adv.

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

So far as Crl.MP 6579/2004 is concerned, let copies of the report dated 25th February, 2004 and 11th May, 2004 submitted by the CBI before this Court be made available to the petitioner. Copies of the charge sheet stated to have been filed by the CBI also be made available. Copy of the charge sheet is handed over to the petitioner.

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So far as the Crl.MP 6576/2004 - seeking transfer of the case is concerned, it appears from the copy of the chargesheet filed by the CBI (Special Crime Branch), Mumbai dated 19th April, 2004 that following 20 persons have been chargesheeted. Names of the persons are Jaswantbhai Chaturbhai Nai, Govindbhai Nai, Naresh Kumar Ramanlal Mordhiya, Shailesh Chaimanlal Bhatt, Radheshyam Bhagwan Das Shah, Bipin Chandra Kannayah Lal Joshi, Kesarbhai Khimabhai Vohania, Pradeep Bhai Ramanlal Mordhiya, Sakabhai Khimabhai Vohania, Rajubhai Babulal Soni, Mahesh Chimanlal Bhatt, Ramesh Chandana, Narpal Singh, Idris Abdul Saiyad, Bikebhai Ramjibhai Patel, Ramsingh Mitlibhai Bhabhor, Somabhai Koyabhai Gori, R.S. Baagora, Dr. Arun Kumar and Dr. Sangeeta Prasad.

In view of the fact that the persons named in the charge sheet filed by CBI are not parties to the petition for transfer and also looking to the provision of Section 406, the petitioner withdraws the application with liberty to file fresh petition tomorrow in the appropriate form for transfer of the pending case.

(Suman Wadhwa)

(Madhu Saxena)

Court Master

Court Master