

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

WRIT PETITION (CRL.) NO(s). 83 OF 2008

CHANDA PANDEY & ANR.

Petitioner(s)

VERSUS

STATE OF U.P. & ORS.

Respondent(s)

(With letter of the petitioner for withdrawal of W.P. and office report)

Date: 13/02/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA
HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s) Mr. Ashok Kumar Sharma, Adv.

For Respondent(s) Mr. Janaranjan Das, Adv.

Mr. Swetaketu Mishra, Adv.
Mr. P.P. Nayak, Adv.

Mr. Arvind Shukla, Adv.
Mr. Irshad Ahmad, Adv.

State:

Mr. Pramod Swarup, Adv.
Mr. Ameet Singh, Adv.
Mr. Anuvrat Sharma, Adv.
Ms. Alka Sharma, Adv.

UPON hearing counsel the Court made the following
ORDER

Smt. Chanda Pandey (Petitioner No.1) has moved this Court vide Writ Petition (Crl.)No.83/2006 under Article 32 of the Constitution. She is represented by Mr.Ashok Kumar Sharma, Advocate. Office has received a letter dated 7 th January, 2009 from the petitioner, which reads as under:

...2/-

WP(Crl.) 83/08...contd..

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"Sir,

I had filed a Writ Petition under Article 32 of the Constitution of India, the abovementioned matter, through my Advocate, Mr.Ashok Kumar Sharma, praying inter alia for the reliefs enumerated in the petition. In view of the changed circumstances and for creating a conducive atmosphere between the family members, I want to withdraw my Writ Petition. I also pray for discharge of my Advocate, Mr. Ashok Sharma from the matter.

In view of the aforesaid, I request you kindly list the matter before the Hon'ble Court, so that I can withdraw my Writ Petition and intimate me the date of listing of my matter.

Thanking You,
Yours Sincerely,

Sd/-

1.(Smt. Chanda Pandey)

Sd/-

2. Pramod Kumar Verma

Cc: Ashok Kumar Sharma, Advocate
Janaranjan Das, Advocate"

Mr. Ashok Kumar Sharma, learned Advocate appearing for the petitioners, states that he has grave doubts about the genuineness of the letter. He states that he has been trying to contact his client. He further states that his client is out of reach and, in the circumstances, he requests this Court to call for a report from respondent No.1 herein regarding the whereabouts of the petitioner Smt.Chanda Pandey. We find this request to be bonafide.

Accordingly, we direct the State of U.P. through its Chief Secretary (respondent No.1 herein) to submit a status

...3/-

WP(Crl) 83/08..cond..

-3-

report on the whereabouts of the petitioner within four weeks. On receipt of the status report, the Registry is directed to place this matter before this Court. Even if the report is not received, the matter shall be listed after four weeks for further orders.

(N. ANNAPURNA)
COURT MASTER

(ANAND SINGH)
COURT MASTER