

ITEM No.55

COURT NO.11

SECTION XIV

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

I.A.No.10 IN CIVIL APPEAL NO(s). 10660 OF 2010

CENTER FOR PIL &amp; ORS.

Appellant (s)

VERSUS

UNION OF INDIA &amp; ORS.

Respondent(s)

(For directions and office report)

Date: 01/04/2011      This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Appellant(s)      Mr.Prashant Bhushan,Adv.  
                                 Mr.Pranav Sachdeva, Adv.

For Respondent(s)      Mr.Mukul Gupta, Sr. Adv.  
No.4                           Mr. Anand Verma, Adv.  
                                 Mr. Som Prakash, Adv.

For C.B.I.                           Mr.H.P.Raval, ASG  
& ED                           Mr.K.K.Venugopal, Sr.Adv.  
                                 Ms.Shweta Verma, Adv.  
                                 Mr.Gopal Shankarnarayan, Adv.  
                                 Mr.Anirudh Sharma, Adv.  
                                 Mr. Arvind Kr. Sharma, Adv.  
                                 Mr. Rajiv Nanda, Adv.  
                                 Mr. Harsh P. Adv.  
                                 Mr. Anando Mukherjee, Adv.

For U.O.I.                           Ms. Indira Jaisingh, ASG  
                                 Mr. D.D. Kamat, Adv.  
                                 Ms. Sonam Anand, Adv.  
  
                                 Mr. Parthiv Goswami, Adv.  
                                 Mr. Pradhuman Gohil,Adv.  
                                 Mr. Anupam Lal Das, Adv.

UPON being mentioned the Court made the following  
O R D E R

I.A. No.10 of 2011: Shri K.K. Venugopal, learned senior

2

counsel appearing for the C.B.I placed before the Court  
papers, perusal of which show notification under Section 6  
of Delhi Police Establishment Act has been issued by the  
State Government for entrusting the case relating to death  
of Sadiq Batcha to the C.B.I.                           Shri Venugopal then stated

that the CBI has no objection to take up the investigation.

Learned senior counsel submitted that once notification under Section 5 of the Act is issued by the Central Government, the C.B.I would take over the investigation of the case.

Ms. Indira Jaisingh, Additional Solicitor General submitted that she will get in touch with the concerned authorities and make a statement on Monday regarding issue of notification under Section 5 of the Act and, if, in the meanwhile, notification is issued, the same will be produced before the Court.

In view of the statement made by the learned counsel, hearing of I.A. No.10 of 2011 is adjourned to 04.04.2011. To be taken up at 3.30 P.M.

Shri Venugopal, learned senior counsel appearing for the C.B.I and the Enforcement Directorate reiterated that first charge sheet will be filed before the Special Court on 02.04.2011.

In the context of the query made by the Court on an earlier occasion, Shri Venugopal, learned senior counsel for the C.B.I suggested that Shri U.U. Lalit, senior advocate may be appointed as Special Public Prosecutor to lead and

3

supervise the prosecution of the case relating to 2-G Scam. Shri Venugopal, further stated that Shri U.U. Lalit has agreed that keeping in view the larger public interest, he would accept the assignment.

Ms. Indira Jaisingh, Additional Solicitor General gave out that she would seek necessary instructions and inform the Court by 05.04.2011 about the appointment of Shri U.U. Lalit as the Special Public Prosecutor.

In view of the above, the Central Government is directed to take necessary steps under Section 24 Cr.P.C. and inform the Court by Tuesday, the 05th April,2011, on the

issue of appointment of Shri U.U. Lalit as the Special  
Public Prosecutor.

For this purpose the case be listed on 05.04.2011. To  
be taken up at 3.30 P.M.

(Rama Chopra)  
P.A.

(Phoolan Wati Arora)  
Court Master