

SUPR EME COUR T OF I ND I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).8116/2008

(From the judgement and order dated 12/08/2008 in CRMP No.833/2008 of  
The HIGH COURT OF JHARKHAND AT RANCHI)

KANHAIYA PRASAD SINGH

Petitioner(s)

VERSUS

STATE OF JHARKHAND & ORS.

Respondent(s)

(With appln(s) for stay and office report)

Date: 22/01/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR

HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Ranjit Kumar, Sr. Adv.

Mr. Gaurav Agrawal, Adv.

For Respondent(s)

R3 Mr. Jayesh Gaurav, Adv.

Mr. T. Mahipal, Adv.

Mr. Ratan Kumar Choudhuri, Adv.

UPON hearing counsel the Court made the following  
ORDER

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From the Office Report dated 21 January, 2010, it appears  
that an application has been filed on behalf of the respondent No.3  
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on 18 January, 2010, for vacating the interim stay, which had  
been granted in the Special Leave Petition.

This Special Leave Petition is directed against the order  
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dated 12 August, 2008, passed by the High Court affirming the  
order passed by the Sessions Judge, Seraikella, in Sessions Trial  
No.53/08, rejecting the petitioner's prayer  
to keep the trial in abeyance on the ground that the CID had  
taken over the investigation of the case.

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On 23 January, 2009, when notice was issued an interim  
order was passed, whereby the trial before the learned Sessions  
Judge was stayed with the rider that such stay would not prevent  
the CID from filing any supplementary

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charge-sheet in the meantime.

Today, when the matter was taken up, it was submitted by  
Mr. Ranjit Kumar, learned senior advocate, that during the  
pendency of this matter, the Superintendent of Police(C)CID  
Jharkhand, Ranchi, had addressed a letter to the learned Sessions  
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Judge on 8 September, 2009, informing him that the investigation  
had been concluded as far as the petitioner herein is concerned,  
but that the same was continuing as regards the other co-accused.

Having regard to the aforesaid information and having  
heard learned counsel for the respective parties, we dispose of the  
Special Leave Petition, with a direction upon the Superintendent  
of Police(C) CID, Jharkhand, Ranchi, to ensure that the report of

further investigation regarding the petitioner as well as the other co-accused is submitted to the learned Sessions Judge within 8 weeks from date.

The stay granted in the Special Leave Petition, will continue till then.

Let a copy of this order be communicated by the Registry to the said Superintendent(C) CID, Jharkhand, Ranchi.

The application for vacating the interim order for stay is also disposed of by this order.

Despite the disposal of the Special Leave Petition, liberty is given to the parties to mention for appropriate orders, in the event it becomes necessary to do so.

(Sheetal Dhingra)  
Court Master

(Juginder Kaur)  
Court Master