

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).6624/2007  
(From the judgement and order dated 29/09/2007 in WA No. 605/2007 of The HIGH  
COURT OF M.P AT GWALIOR)

RADHEY SHYAM BHARGAV & ANR.

Petitioner(s)

VERSUS

STATE OF M.P.& ORS.  
(With appln(s) for stay)

Respondent(s)

Date: 25/07/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Rishi Malhotra,Adv.(NP)

For Respondent(s) Mr. Jai Prakash Pandey,Adv.

Mr.Govind Goel, Adv.  
Mr. Prabodh Kumar, Adv.  
Mr. Sunney Choudhary, Adv. for  
Mr. C.D. Singh ,Adv

UPON hearing counsel the Court made the following  
ORDER

Even on the second call, none appears on behalf of the petitioners.

Pursuant to this Court's order dated 16.11.2007, a status report has been  
filed by the Additional Superintendent of Police, Gwalior(M.P.).

In the said status-report, it is stated that the investigation is almost  
complete and only the arrests of the petitioners are required to be made whereafter, the  
charge-sheet would be filed.

By our order dated 14.5.2008, upon going through the aforementioned  
status-report, it was clarified that the investigating officer shall be at liberty to take all  
such  
steps

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which would enable him to complete the investigation. In other words, the investigating  
officer was free to arrest the petitioners also.

It is,however, stated before us that the petitioners have not been arrested  
so far. Steps have been taken under Section 82 of the Code of Criminal Procedure. Such a  
statement has also been made in the status report.

In this view of the matter, we direct that it would open to the  
investigating officer as also the Courts below to take such step(s) against the petitioners as  
they may seem fit and proper.

The special leave petition is dismissed with the aforementioned  
observations and directions.

[ Meenu Sethi ]  
A.R.-cum -P.S.

[ Sneh Bala Mehra ]  
Court Master