

ITEM NO.2 Court 7 (Video Conferencing) SECTION PIL-W

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

Writ Petition(s)(Criminal) No(s).120/2012

MANOHAR LAL SHARMA

Petitioner(s)

VERSUS

THE PRINCIPAL SECRETARY & ORS.

Respondent(s)

(Shri Maninder Singh, Senior Advocate and Shri Rajesh Batra, Advocate are Special Public Prosecutors in instant matter.I.A. NOS. 62307/2021 AND 62308/2021 IN CONNECTED W.P.(C) NO. 463/2012 TO BE LISTED)

WITH

W.P.(C) No. 463/2012 (PIL-W)

(ONLY I.A. NOS. 62307 AND 62308 OF 2021 are to be listed. Shri Maninder Singh, Senior Advocate and Shri Rajesh Batra, Advocate are Special Public Prosecutors in instant matter. ONLY NAMES OF MR. Prashant Bhushan, ADV. and MR. Zoheb Hossain, ADV. to be shown. IA No. 62308/2021 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 62307/2021 - INTERVENTION/IMPLEADMENT)

Date : 01-06-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

Counsel for the parties :

Petitioner-in-person

Mr. Prashant Bhushan, AOR

Mr. Zoheb Hossain, AOR

Shri Maninder Singh, Sr. Adv.

Mr. Rajesh Batra, Adv

Ms. Bharti Tyagi, AOR

Mr. Kamini Jaiswal, AOR

Ms. Sharmila Upadhyay, AOR

Mr. Amarjit Singh Bedi, AOR

Mr. Chanchal Kumar Ganguli, AOR

Mr. Tapes Kumar Singh, AOR

Ms. Binu Tamta, AOR

Mr. Amit Anand Tiwari, AOR

Ms. Hemantika Wahi, AOR

Ms. Aparna Bhat, AOR

Mrs. Shally Bhasin, AOR
Mr. D. Mahesh Babu, AOR
Mr. Dinesh Kumar Garg, AOR
Ms. Asha Gopalan Nair, AOR
Mr. Mishra Saurabh, AOR
Mr. E. C. Agrawala, AOR
Mrs. Kirti Renu Mishra, AOR
Ms. Aparna Jha, AOR
Mr. Ramendra Mohan Patnaik, AOR
Mr. Amit Sharma, AOR
M/S. Khaitan & Co., AOR
Mr. B. Balaji, AOR
Mr. Braj Kishore Mishra, AOR
M/S. Parekh & Co., AOR
Mr. Mukesh Kumar Maroria, AOR

M/S. Chambers Of Kartik Seth, AOR
Mr. Jayant Mohan, AOR
Mr. Pranav Sachdeva, AOR
Mr. Kaustubh Shukla, AOR
Mr. G. N. Reddy, AOR

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

IA No.62307/2021

This application filed by Mr. Vaibhav Bajaj is allowed.

IA No.62308/2021

The applicant at present is working as Deputy Director in the Directorate of Enforcement on deputation. On 27.11.2018, this Court directed the Directorate of Enforcement not to transfer or remove any supervising officer or investigating officer associated with the coal block cases without leave of the Court. The said order was reiterated on 27.09.2019. However, repatriation of six supervising officers to their parent States/Departments after completion of their tenure of deputation was permitted subject to their being replaced by officers of the equal rank. The applicant has completed the tenure of his deputation on 14.08.2019

which was later extended periodically till 14.03.2021. The applicant submits that he is not an investigating officer and is only supervising officer in the coal block scam case investigation. It is further submitted that the applicant has been appointed as Private Secretary to the Minister of Health and Family Welfare for a period of five years.

We have heard the learned Solicitor General for the applicant. The Directorate of Enforcement is permitted to relieve the applicant from the post of supervisory officer to enable him to join in as Private Secretary to the Minister of Health and Family Welfare.

I.A. stands disposed of.

(GEETA AHUJA)
COURT MASTER

(ANAND PRAKASH)
COURT MASTER

