

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 19175/2019

(Arising out of impugned final judgment and order dated 29-05-2019 in WC No. 18743/2019 passed by the High Court of Judicature at Allahabad)

SANJAY KAPUR

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(FOR ADMISSION and I.R.

IA No. 120601/2019 - EXEMPTION FROM FILING O.T.

IA No. 64473/2020 - EXEMPTION FROM FILING O.T.

IA No. 150619/2019 - EXEMPTION FROM FILING O.T.

IA No. 149646/2019 - EXEMPTION FROM FILING O.T.

IA No. 64476/2020 - EXEMPTION FROM PAYING COURT FEE

IA No. 64472/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 149645/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

WITH CONMT.PET.(C) No. 421/2020 in SLP(C) No. 19175/2019

(FOR ADMISSION

IA No. 59713/2020 - EARLY HEARING APPLICATION)

Date : 27-07-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

HON'BLE MR. JUSTICE AJAY RASTOGI

HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s) Mr. Anurag Dubey, Adv.
Mr. Rajesh Pathak, Adv.
Mr. Sumit Kumar, AORFor Respondent(s) Mr. Ajay Kumar Mishra, AAG
Mr. Bharat Singh, Adv.
Mr. Sarvesh Singh Baghel, AORUPON hearing the counsel the Court made the following
O R D E R

We have heard learned counsel for the parties.

We have no doubt that the High Court dealt with the matter in the impugned order very cursorily and the matter needed examination.

However, we may also notice that the National Human Rights Commission (NHRC) is seized of the complaint filed by the petitioner and directions were issued to hold enquiry in respect of the complaint of the petitioner against the police officer Mr. Ajay Pal (Respondent No.6). That matter is still pending consideration before the Commission. The State Government decided to hold an inquiry headed by the Inspector General, Meerut in respect of the aforesaid and we are given to understand that Mr. Ajay Pal is not cooperating/joining the enquiry.

The aforesaid situation cannot be countenanced.

We, thus, direct that the Inspector General, Meerut should endeavour to conclude the enquiry within a maximum period of four months from today and place the report before the Commission for appropriate directions.

We also feel that in the given situation no purpose would be served by reviving the petition before the High Court but the NHRC alone may pursue the issue. We also direct that the police protection already provided to the petitioner and his family by the State Police to continue and if any variation of that is sought, it would be the NHRC to take a call on it.

The special leave petition and the contempt petition
all stand disposed of with the aforesaid order.

Pending applications shall also stand disposed of.

(ANITA MALHOTRA)
COURT MASTER

(ANITA RANI AHUJA)
ASSISTANT REGISTRAR