

ITEM NO.20

COURT NO.9

SECTION II-B

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

Petition(s) for Special Leave to Appeal (Crl.) No(s). 3871/2017

(Arising out of impugned final judgment and order dated 11-04-2017 in BA No. 2602/2017 passed by the High Court Of Kerala at Ernakulam)

STATE OF KERALA

Petitioner(s)

VERSUS

SAKTHIVEL. N.K.

Respondent(s)

(IA No.107189/2017-INTERVENTION APPLICATION and IA No.122759/2017-CLARIFICATION/DIRECTION)

Date : 05-12-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA
HON'BLE MR. JUSTICE S. ABDUL NAZEER

For Petitioner(s)

Mr. Harin P. Raval, Sr.Adv.
Mr. C. K. Sasi, AOR
Ms. Nayantara Roy, Adv.
Mr. Manu Krishnan G., Adv.
Mr. Nipun Saxena, Adv.

For Respondent(s)

Mr. K.V. Vishwanathan, Sr.Adv.
Mr. Renjith B. Marar, Adv.
Ms. Lakshmi N. Kaimal, AOR
Mr. Vishnu P., Adv.
Mr. Anubhav Anand Pandey, Adv.
Mr. Mukundha Rao, Adv.

Ms. Pinky Anand, ASG
Mr. Rajiv Nanda, Adv.
Ms. Kritika Sachdeva, Adv.
Mr. Santosh Kumar, Adv.
Mr. Amit Mishra, Adv.
Mr. Hemant Arya, Adv.
Mr. Mukesh Kumar Maroria, AOR

For Intervention

Mr. Jaimon Andrews, Adv.
Mr. Mukund P. Unni, Adv.
Mr. Naresh Kumar, Adv.

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

Ms. Pinky Anand, learned Additional Solicitor General appearing on behalf of the Central Bureau of Investigation (C.B.I.) has produced before this Court a letter dated 4.12.2017, addressed to her, from the Deputy Secretary to the Government of India, Ministry of Personnel, PG and Pensions (Department of Personnel and Training), which reads as under :-

"Subject :- SLP(Crl.) No. 3871/2017-State of Kerala Vs. Sakthivel N.K. pending in Supreme Court of India regarding

I am directed to refer to your letter dated 21.11.2017 on the subject mentioned above regarding request for CBI investigation in Case Crime No. 19 of 2017 relating to the death of Jishnu Pranoy at Pampadi Nehru College of Engineering and Research Centre, Thrissur District, Kerala and to say that after consultation with CBI and CBI's willingness to take up the case after reconsideration, the Government of India has approved to entrust the investigation on the subject cited above to CBI.

This is for information and further necessary action."

In view of the above, the matter is now entrusted to C.B.I. and is going to take up the investigation. We see that instead of adjudicating the application for cancellation of bail preferred by the State of Kerala, we direct the C.B.I. to examine the whole matter and if C.B.I. come to a conclusion that there is necessity for cancellation of bail, they are at liberty to move the High Court.

This special leave petition is disposed of with the aforesaid

liberty.

The Registry is directed to return the letters, which were produced before this Court in sealed cover on 17.11.2017 and were taken on record, in pursuance of the directions of this Court, to the standing counsel for the State of Kerala.

As a sequel to the above, pending applications, including the intervention application, are disposed of.

(SUKHBIR PAUL KAUR)
AR CUM PS

(RENUKA SADANA)
ASST. REGISTRAR