

- (i) The reliefs which were sought in the Writ Petition (WPA 10457 of 2020) which was filed invoking Article 226 of the Constitution were for quashing the FIR and the subsequent investigation as being *ultra vires* Section 6 of the Delhi Special Police Establishment Act 1946;
- (ii) The order of the learned Single Judge dated 3 February 2021 (Annexure P-10) was not amenable to an intra-Court appeal, having regard to the provisions of clause 25 of the Letters Patent of the High Court; and
- (iii) The position has been clarified in several decisions of this Court, including **Ram Kishan Fauji v State of Haryana**¹.
- 2 Issue notice to the first and third to fifth respondents, returnable on 1 March 2021.
- 3 Dr Abhishek Manu Singhvi, learned Senior Counsel appearing on behalf of the State of West Bengal, waives service.
- 4 Liberty to serve the Central Agency, in addition.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER