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% 20.08.2009

Present:- Mr. S.P. Taneja, Advocate for petitioner.
Mr. Harish Gulati, Standing counsel CBI.

+ Crl. Revision Petition. No. 82/2008

+ W.P. (Crl.) No. 1379/2007

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Counsel for the petitioner submits that the original documents based on which the prosecution against the petitioner was launched have not been produced by the CBI despite lapse of more than 20 years. Counsel for the petitioner thus states that the petitioner has been subjected to unfair trial for such a long period.

Mr. Harish Gulati, Standing Counsel for CBI submits that the concerned IO shall file the original documents if available either before the next date or soon thereafter. As per the counsel for the petitioner more than 23 years have already elapsed and the CBI has failed to file the original documents based on which the prosecution was launched, therefore it is directed that the CBI shall place on record all the original documents in their possession based on which the prosecution against the petitioner has been launched within a

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period of two months from the date of this order failing which
the trial court shall decide the case based on the material
already available on record.

With these directions both the petitions are
disposed of.

August 20, 2009
pkv


KAILASH GAMBHIR,J