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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 11610/2018 & CM No.44860/2018 (Stay)**

SUNKLAN PORWAL

..... Petitioner

Through: Ms. Preeti Singh, AOR with Dr.Swati
Jindal & Mr. Shivam Jaiswal, Adv. along with
petitioner in person

versus

UNION OF INDIA AND ORS.

..... Respondents

Through: Ms. Maninder Acharya, ASG for UOI
Mr. Ajay Digpaul, CGSC with Ms. Madhuri
Dhingra, Adv. for R-1/UOI
Ms. Tatini Basu, Adv. for R-2/CVC
Mr. Vikramjit Bannerjee, ASG with Ms. Rajdipa
Behura, SPP & Mr. Satish Dagar, SP for CBI

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

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14.11.2018

The prayers made in this writ petition read as under:

“a) this Hon’ble Court may be pleased to call and peruse the orders dated 23.10.2018, passed by UOI, as reported in the media, whereby, Shri Nageshwar Rao IPS has been appointed as interim Director CBI, and quash the same as being illegal and violative of provisions of CVC Act, DPSE Act and the judgment passed by the Hon’ble Supreme Court in Vineet Narain case (supra);

b) Pass such further orders as this Hon’ble court may deem fit and possible in the fact and circumstances of the case;”

From the aforesaid it is clear that the prayer (a) is qua the order dated 23.10.2018 by which the powers of Director and Special Director of CBI have been taken over by certain individual who has been made as an interim Director.

The aggrieved persons directly affected by the order passed on 23.10.2018 are agitating the matter before the Supreme Court and therefore as the Supreme Court is already seized of the matter, we are not inclined to interfere into the matter at the instance of the petitioner in a public interest litigation when the persons directly affected and aggrieved by the order dated 23.10.2018 have already invoked the jurisdiction of the Supreme Court under Article 32 of the Constitution of India.

In view of the above, the writ petition stands disposed of.

CHIEF JUSTICE

V. KAMESWAR RAO, J

NOVEMBER 14, 2018/ns