

2023:PHHC:054901

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

295 **CRM-M-6657-2023**
Date of Decision: 19.04.2023

Rajan Gupta Petitioner
Versus
Central Bureau of Investigation and others Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Vinod Ghai, Senior Advocate with
Mr. Deepak Sabharwal, Advocate and
Ms. Mahima Dogra, Advocate for the petitioner.

Ms. Shubhra Singh, Advocate for the respondent-CBI.

Mr. Satya Pal Jain, Additional Solicitor General of India with
Mr. Dheeraj Jain, Senior Panel Counsel for respondents No. 2 and 3.

ANOOP CHITKARA, J. (ORAL)

1. The present petition has been filed under Section 482 Cr.P.C. for issuance of any appropriate order or direction for quashing of impugned order dated 11.01.2023 (Annexure P-5), whereby the application filed by the petitioner under Section 91 Cr.P.C. has been dismissed.
2. Mr. Dheeraj Jain, Senior Panel Counsel appearing for respondent No. 2-UOI submits that the documents which the petitioner wants, have already been destroyed. Respondent No. 2 shall hand over the demanded documents except the minutes to the petitioner in case the same had not already been destroyed.
3. At this stage, Senior counsel appearing for the petitioner submits that as per rules they cannot destroy the documents.
4. Be that as it may, this Court is not going into this moot question and the petitioner has a liberty to take up this point in academic question in any other petition.
5. After hearing counsel for the parties at length, which order this Court proposes to pass is that it shall be permissible for the petitioner to apply for minutes, in case he wants to apply, it shall be permissible to him to apply under the Right to Information Act but in the present proceedings, the said documents cannot be ordered to be given to him.
6. Given above, the present petition is disposed of with the above observations.

(ANOOP CHITKARA)
JUDGE

19.04.2023
Jyoti-II

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No