

ITEM NO.45 + 46

COURT NO.15

SECTION II-C

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

ITEM 45

SPECIAL LEAVE PETITION (CRIMINAL) DIARY NO(S). 9403/2025

[Arising out of impugned final judgment and order dated 06-01-2025 in CRLOP(MD) No. 13652/2024 passed by the High Court of Judicature at Madras]

K.T. RAJENTHRABHALAJI

PETITIONER(S)

VERSUS

THE STATE & ANR.

RESPONDENT(S)

(IA No. 47865/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT IA No. 47867/2025 - EXEMPTION FROM FILING O.T. IA No. 47864/2025 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES IA No. 47861/2025 - PERMISSION TO FILE PETITION)

ITEM 46

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 3186/2025

Date : 17-03-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PANKAJ MITHAL

HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s)/ Mr. V.Giri, Sr. Adv.

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Mr. A Velan, AOR

Ms. Navpreet Kaur, Adv.

Mr. E. Marees Kumar, Adv.

Mr. Prince Singh, Adv.

Mr. Nilay Rai, Adv.

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Mr. Amit Anand Tiwari, Sr. A.A.G.

Mr. Sabarish Subramanian, AOR

Ms. Devyani Gupta, Adv.

Mr. Vishnu Unnikrishnan, Adv.

Ms. Tanvi Anand, Adv.

Ms. Jahnvi Taneja, Adv.

Ms. Saushria Havelia, Adv.

Mr. Pranjal Mishra, Adv.

Mr. Danish Saifi, Adv.

For Respondent(s) : Mr. Amit Anand Tiwari, Sr. A.A.G.
Mr. Sabarish Subramanian, AOR

For Intervenor(s) : Mr. Siddharth Luthra, Sr. Adv.
Mr. Rahul Shyam Bhandari, AOR
Ms. G. Priyadharshni, Adv.
Mr. Anmol Kheta, Adv.
Mr. Satyam Pathak, Adv.
Mr. Harsh Vardhan, Adv.
Mr. Ayush Agarwal, Adv.
Mr. Siddhant Gupta, Adv.

UPON hearing the counsel the court made the following

O R D E R

1. Permission to file Special Leave Petition is granted.
2. The first Special Leave Petition is filed by one of the accused and the other is filed by the State Represented by the Inspector of Police, District Crime Branch, Virudhnagar, Tamil Nadu challenging the very same impugned order dated 06.01.2025 passed by the High Court.
3. By the impugned order dated 06.01.2025, the High Court has directed for the transfer of the investigation in Criminal Case No.19 of 2021 to the CBI only for the reason that the charge sheet was not filed within the time allowed.
4. An affidavit has been filed by the Principal Secretary to the Governor of Tamil Nadu, pursuant to our last order dated 07.03.2025. The affidavit states that the steps are being taken with regard to sanction of prosecution contemplated under Section 19 of the Prevention of Corruption Act, 1988. However, the

Secretariat of the Governor noticed that certain documents were in Tamil language and requires English translation. Therefore, the Secretariat of the Governor has directed for the English translation of the FIR NO.19/2021 and 20/2021, all statements recorded during examination under Section 161(3) Cr.P.C. in both the cases, reports on alteration of sections for both cases and final investigation report for both cases. It has been submitted that upon receipt of the translated copies of the above documents, the file shall again be submitted to the Governor for the purposes of sanction.

5. In view of the above, we permit the State of Tamil Nadu to submit translated copy of the documents required by the Secretariat of the Governor, to be submitted within two weeks, whereupon it is expected that the office of the Governor will take a decision on the sanction forthwith.

6. Await for the above formalities to be completed.

7. Issue notice to the respondents.

8. The State is represented by Mr. Sabarish Subramanian, learned Advocate on Record. Formal service of notice upon the State is dispensed with.

9. In the meantime, we direct that the CBI will not proceed with the investigation pursuant to the impugned order.

10. The first informant in the FIR NO.20/2021 and an

accused in FIR NO.19/2021 has filed Intervention Application in SLP (Crl.) No. 3186/2025, which is not on record. The Registry is directed to place it on record before the next date of listing.

(Nidhi Mathur)
Court Master (NSH)

(Geeta Ahuja)
Assistant Registrar-cum-PS