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

+ CRL.M.C. 1521/2020 & Crl.M.As.8045-47/2020 (URGENT)

STATE

..... Petitioner

Through

Mr. Tushar Mehta, Solicitor General  
of India with Mr. Amit Mahajan,  
CGSC

Mr. Rahul Mehra, St. Counsel (Crl)  
for State Government

Versus

FAISAL FAROOQ

..... Respondent

Through

None.

**CORAM:**

**HON'BLE MR. JUSTICE SURESH KUMAR KAIT**

**ORDER**

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**22.06.2020**

1. The hearing has been conducted through video conferencing.
2. In the present petition, Mr. Tushar Mehta, learned Solicitor General is appearing. Simultaneously, Mr. Rahul Mehra, learned Standing Counsel (Criminal) for State has also entered his appearance and submits that the Central Government has no power to file the present petition against order dated 20.06.2020 passed by learned Additional Sessions Judge.
3. At this stage, learned Solicitor General of India states at bar that he has received instructions from the Central Government to file the present petition and to appear before this Court. However, this fact has been disputed by Mr. Mehra.
4. At this stage, learned Solicitor General submits that in this situation, out of disgust, he seeks permission to withdraw his name from the present

petition.

5. Needless to state that it is upto the learned Solicitor General to appear in any matter or not unless specifically directed by the Court.
6. At joint request, renotify at 02:30 pm today itself to resolve the above issue.

**SURESH KUMAR KAIT, J**

**JUNE 22, 2020/rk**

**At 02:30 PM**

1. At this stage, Mr. Aman Lekhi, learned Additional Solicitor General has entered his appearance and Mr. Amit Chadha, learned APP appeared in place of Mr. Rahul Mehra, who is appearing in another Court through video conferencing. Learned APP submits that the controversy raised in the present petition shall be resolved during the course of the day and jointly seek adjournment.
2. Notice issued.
3. Let notice be served upon respondent, through all modes.
4. At joint request, renotify on 23.06.2020.
5. Till further order, if the respondent/accused, pursuant to order dated 20.06.2020 is still in custody, he shall not be released.
6. Copy of the order be communicated to concerned Judge and Jail Superintendent concerned through phone, mail or any other mode for information and compliance.

7. The order be uploaded on the website forthwith. Copy of the order be also forwarded to the learned counsel through email.

**SURESH KUMAR KAIT, J**

**JUNE 22, 2020/rk**