

HIGH COURT OF ANDHRA PRADESH : AMARAVATI

MAIN CASE: W.P. No.9166 of 2020
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PROCEEDINGS SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
22.	13.12.2021	<i>(Through physical mode)</i> Pursuant to the directions issued by this Court on 29.10.2021, the Director, C.B.I. has filed an affidavit. The affidavit being in a sealed cover, the learned counsel for the petitioner had no occasion to go through the contents therein. Therefore, we directed that copy of the affidavit be supplied to the learned counsel for the petitioner. Mr. N. Ashwani Kumar, learned counsel for the petitioner, would submit that the affidavit contains only such information, which is otherwise available in public domain. He would further submit that the details of the steps taken by the C.B.I. to book the culprits and take the investigation to logical end are lacking in the affidavit. He would particularly refer to Para 7.6 VI (vi) and (vii) of the affidavit to contend that there is no further information with regard to the investigation conducted in respect of the said accused. Mr. Raju, learned Additional Solicitor General of India, would submit that the intermediaries are not cooperating with the investigation in most of the cases inasmuch as they are not responding to the notices sent to them by the C.B.I. seeking basic subscriber information. He would further submit that information would be provided to the intermediaries. The learned counsel for the intermediaries, in turn, would agree to comply with the terms of the notices by furnishing all the required information to the C.B.I. Let copies of the said notices be supplied to the respective counsel for the intermediaries. Strictly refuting the statement made by the learned Additional Solicitor General of India, Mr. Mukul Rohatgi, learned senior counsel and Mr. Sajan Poovayya, learned senior counsel, would submit that the intermediaries are assisting the investigating agency in all possible manner and they have no	

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		intention to shield any of the accused by not providing any information to the C.B.I. They would submit that as and when notices are sent to the intermediaries, they shall promptly provide all the information to the C.B.I. Having recorded the respective submissions of the learned counsel appearing for the parties and having heard them for some time, we feel that the C.B.I should file a fresh status report of the investigation in the lines of their own proposal contained in Para 12.1 of the affidavit filed by the Director of C.B.I and Clause 7.6. VI (vi) & (vii). For brevity we reproduce hereunder the said proposal of the C.B.I and clause 7.6. VI (vi) & (vii): "Para 12.1 Investigation: CBI proposes to : (a) Identify the suspects by scrutinizing the material provided by the Registrar General, Hon'ble High Court of Andhra Pradesh and explore the possibility of registration of fresh FIRs in respect of them. (b) Conduct expeditious investigation against the already identified suspects. (c) Make concerted efforts using all legally available channels to investigate suspects/accused located abroad. (d) Make all efforts to expedite execution of Mutual Legal Assistance (MLA) Requests forwarded to USA for collection of evidence from Facebook Inc, Twitter, Inc., and Google LLC. (e) Ensure close supervision of the matter by senior supervisory level. 7.6. VI (vi): Provisional Arrest Request has been sent through Assistant Director, IPCC/Interpol on 09.11.2021 for apprehending the accused Mr. Cheenepalli Prabhakar Reddy @ Punch Prabhakar pending submission of Extradition request. (vii) : Copies of documents relating to Passport number Z1290545 of the accused Cheenepalli Prabhakar Reddy have been obtained from the Regional Passport Officer, Hyderabad. It	

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		confirmed that this Passport issued on 04.01.2011 was suspended by Consulate General of India, New York, on 15.01.2015 with remarks "Acquired US Citizenship." Let the Investigating Officer file the status report in the form of an affidavit dealing with the above proposals mentioned in Para 12.1, and in respect of the accused covered in Para 7.6.VI (vii). Post the matter on 25.01.2022. PRASHANT KUMAR MISHRA, CJ M. SATYANARAYANA MURTHY, J Nn	