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

+ **W.P(CrI) No. 2559/ 2018**

GAUTAM NAVLAKHA Petitioner
Through: Ms. Nitya Ramakrishnan,
Advocate with Mr.Ashwath Sitaraman and
Mr.Warisha Farasat, Advocates.

versus

STATE (NCT of DELHI) and Others. Respondents
Through: Mr. Rahul Mehra, Standing
Counsel.

CORAM:
JUSTICE S.MURALIDHAR
JUSTICE VINOD GOEL

ORDER
28.08.2018

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1. The petition complains of the Petitioner and his companion Sehba Husain being restrained in his house by the Maharashtra Police pursuant to FIR No. 4/2018, registered at P.S. Vishrambagh, Pune.

2. Notice. Mr. Rahul Mehra, who appears and accepts notice and informs that he will take some instructions.

3. The Court is informed by Ms. Nitya Ramakrishnan, learned counsel appearing for the Petitioner, that her information is that the Petitioner is just being taken away from his house. No further precipitate action of removing the Petitioner from Delhi be taken till the matter is taken up again at 4 pm.

S.MURALIDHAR, J.

VINOD GOEL, J.

AUGUST 28, 2018/rd



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Through: Ms. Nitya Ramakrishnan,
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versus

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Through: Mr. Rahul Mehra, Standing
Counsel with Mr. Chaitanya Gosain, Adv.

DCP Bachhan Singh alongwith ACP Ganesh
Gawade, Yerwada Pune

ACP K.G. Tyagi, Special Cell

CORAM:
JUSTICE S.MURALIDHAR
JUSTICE VINOD GOEL

ORDER
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1. This order has to be read in continuation of the order passed by this Court earlier in the day at around 2.45 pm upon an urgent mentioning before the Hon'ble Chief Justice and upon his assigning the petition to this Bench. The Court had issued notice in the petition and kept it for further hearing at 4 pm. **It had directed that no precipitate action of removing the Petitioner from Delhi be taken till then.**

2. Court is informed at 4 pm by Mr. Rahul Mehra, learned Standing counsel for the State that an order was passed today by the learned Chief Metropolitan Magistrate (CMM), South East District, Saket in the post lunch session granting transit remand for producing the Petitioner before the learned Special Court, Shivaji Nagar, Pune on or before 30th August, 2018.



3. The Court is also shown the documents produced before the learned CMM most of which (including FIR No. 4 of 2018 registered at Police Station Vishrambagh, Pune) are in Marathi language and only the application filed for transit remand before the learned CMM is in Hindi. However, it is not possible to make out from these documents what precisely the case against the Petitioner is.

4. Since it is already 4.30 pm, the Court considers it appropriate to direct that pursuant to the order dated 28th August, 2018 of the learned CMM, the Petitioner will not be taken away from Delhi and this case will be taken up as the first case tomorrow morning.

5. Translations of all the documents produced before the CMM be provided to this Court tomorrow.

6. The Petitioner shall, in the meanwhile, be kept at the same place from where he was picked up with two guards of the Special Cell, Delhi Police along with local Police that was originally here to arrest the Petitioner, outside the house. Barring his lawyers, and the ordinary residents of the house, the Petitioner shall not meet any other persons or step out of the premises till further orders.

7. *Dasti* under the signature of the Court Master.

S.MURALIDHAR, J.

VINOD GOEL, J.

AUGUST 28, 2018
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