

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION STAMP NO.4869 OF 2020

Pendyala Hemalatha : Petitioner.
Versus
State of Maharashtra and ors. : Respondents.

ALONG WITH
CRIMINAL APPEAL-ASDB-LDVC-NO.143 OF 2020

Dr. P. V. Varavara Rao : Appellant.
Versus
National Investigation Agency and Anr. : Respondents.

ALONG WITH
CRIMINAL WRIT PETITION ASDB-LDVC-NO.195 of 2020

Dr. P. V. Varavara Rao : Appellant.
Versus
National Investigation Agency and ors. : Respondents.

Ms. Indira Jaising , Senior Advocate a/w Mr. Anand Grover, Senior Advocate,
Mr. R Sathyanarayanan, Mr. Sudeep Pasbola, Ms. Susan Abraham, Mr. Paras
Nath Singh, Ms. Kritika Agarwal and Mr. Niraj Yadav for the Petitioner.

Mr. Anil C Singh, Additional Solicitor General a/w Mr. Sandesh Patil, Mr.
Aditya Thakkar, Mr. Shriram Shirsat and D P Singh for Respondent – NIA.

Mr. Deepak Thakare, PP, for the Respondent/State.

CORAM : S. S. SHINDE,
MADHAV J. JAMDAR, JJ
(VACATION COURT)

DATE : 18th NOVEMBER 2020

P.C.

1 At the outset for the time being, and as earlier recorded in the
order dated 12/11/2020 passed by the Division Bench of this Court (Coram :

A.K. Menon & S. P. Tavade, JJ), today Ms. Indira Jaising, the learned Senior Counsel appearing for the Petitioner has restricted her prayer to sending the husband of the Petitioner viz. Dr. P. V. Varavara Rao to Nanavati Super Speciality Hospital, Mumbai for further investigation and treatment.

2 We have heard Ms. Indira Jaising, the learned Senior Counsel appearing for the Petitioner for some time. Mr. Deepak Thakare, the learned Public Prosecutor appearing for the Respondent/State intervenes, and on instructions from the Hon'ble Minister of Home Affairs, Government of Maharashtra, makes a statement that as a special case, Dr. P. V. Varavara Rao, who is the husband of the Petitioner, will be immediately sent to Nanavati Super Speciality Hospital, Mumbai for further investigation and treatment. Statement accepted.

3 In view of the aforesaid statement made by the learned Public Prosecutor on the instructions of the Hon'ble Home Minister, we do not feel it necessary to record the reasons. During stay of Dr. P. V. Varavara Rao in Nanavati Super Speciality Hospital, Mumbai, the family members of Dr. P. V. Varavara Rao shall be allowed to visit him in the hospital subject to hospital protocol.

4 On a joint request of the learned Senior Counsel appearing for the

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Petitioner, the learned Public Prosecutor appearing for the Respondent/State and the Additional Solicitor General appearing for NIA, list the matter for further consideration of other reliefs on 03/12/2020. Needless to observe that the medical report from Nanavati Hospital shall be submitted to this Court in a sealed envelope. Dr. P. V. Varavara Rao not to be discharged by Nanavati Hospital without informing this Court.

5 This order will be digitally signed by the Private Secretary of this Court. All concerned will act on production by fax or e-mail of a digitally signed copy of this order.

[MADHAV J. JAMDAR, J]

[S. S. SHINDE , J]