



Ashiq A Merchant

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To,
Hon'ble Chief Justice of India
Justice Shri Dipak Misra

Kindly restrain Justice S.J.Kathawala a sitting Judge at High Court of Judicature at Bombay from coming to Bombay High Court and prohibit him from working as a Judge in High Court Bombay.

Issue direction as per 1999 In House Procedure to concerned authority to not to assign any work to Shri. Justice S.J. Kathawala as his incapacity, Contempt of Supreme Court and **fraud on power** is ex-facie proved from the material on record and sting operation recorded in CD.

Give direction to Judge S.J. Kathawala to Resign from his Post as per Point No. 7(i) of In House Procedure and also in view of the mandatory Guidelines of Hon. Supreme Court in the **Veerswami's Case (1991) 3 SCC 655(Constitution Bench)**, as the Misconduct, Criminal offences and Incapacity of Shri. Justice S.J. Kathawala is proved from My Complaint dated 09/02/2017 bearing **No.PRSEC/E/2017/01754**.

In **Notice of Motion 2448 of 2016**, In **Suit No 1241 of 2016** taken out by Ashiq A. Merchant (Defendant No. 8), Justice Kathawala passed an order on **25.08.2016** thereby directing Talathi Saja, Mulund Division, to appear before this Hon'ble Court with original **Mutation Entry No. 3005** and documents/records relating thereto. Resultantly, the said Talathi by name Mr. N.A. Patekar appeared before this Hon'ble Court and he was examined by this Hon'ble Court by way of asking oral questions and he in no unclear terms stated before this Hon'ble Court that as per the record of his office, **there is objection of Shri Maharaj Singh on the Mutation Entry No.3005**, which means, the statements made by the plaintiffs in Para 31-K and 33-A of the plaint are false, and so also the Mutation Entry 3005 relied upon by them being Exhibit-'P' to the plaint is forged, fabricated, doctored and manipulated documents.

Please take action against Shri. S.J. Kathawala, Judge Bombay High Court, **U/s. 218, 219, 167,191,193,465, 466, 471, 474 etc. of I.P.C.** for passing order to save accused from serious offences of **Filing False Affidavit, Tempering Court Records, Filing Bogus Documents To Court, Suppressing The Facts Etc.**

Judge S.J. Kathawala killed the truth and murdered the justice by his illegal action and by passing order in a biased manner ignoring the law laid down by Hon'ble Supreme Court. Such Judge does not deserve to continue to work as Judge of High Court.

Also take action on my earlier complaints dated 09/02/2017 i.e. Complaint bearing No. PRSEC/E/2017/01754 and complaint dated 27/02/2017 PRSEC/E/2017/02520.

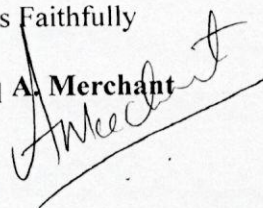
Thus I hereby request **Your Good Self** to stop or prohibit him from doing further work of deciding and hearing the cases. Justice S.J.Kathawala has killed the concept of justice and eroded faith of billions of people in the judicial system, which may lead to the people to take law into their own hand whenever they filed any illegal action or wrong against them by others including state machineries, for the reason that the faith of people in judiciary, which allows people to tolerate their wrongs against them, feeling that judiciary will take action, is now almost eroded.

Needless to mention that I have already made complaint dated 23/03/2017 to earlier Chief Justice Hon'ble Shri Jagdish Singh Kehar, since Justice is waiting to reach its destiny I am having high hope and deep faith that you will please look into this matter and save the justice from killing of time (Justice delayed Justice denied). Sir I am having high regards in you and hope that truth will prevail over falsehood.

Thanking you

Your's Faithfully

Ashiq A. Merchant



CC

1. President of India.
2. Prime Minister of India.
3. Chief Justice of Bombay High Court.
4. Law Minister of India..
5. C.B.I. Delhi

Enclosed:-

- i) Complaint to President dated 08.02.2017
- ii) Complaint dated 23.03.2017
- iii) C.B.I. reply dated 03.04.2017
- iv) To C.B.I. Letter dated 25.05.2017