

ITEM NOS.16+30

COURT NO.1

SECTION PIL-W

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition (Civil) No. 754/2016

TEHSEEN S. POONAWALLA

Petitioner

VERSUS

UNION OF INDIA & ORS.

Respondents

(FOR FURTHER DIRECTIONS)

WITH

W.P.(C) No. 764/2016 (PIL-W)

W.P.(C) No. 768/2016 (PIL-W)

W.P.(C) No. 732/2017 (PIL-W)

W.P.(CrI.) No. 122/2017 (PIL-W)

Contempt Petition (C) No. 1986/2017 in W.P.(C) No. 732/2017

(FOR ADMISSION and I.A. NO. 141628/2017-EXEMPTION FROM FILING O.T.)

Date : 20-08-2018 This matter was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner

Ms. Indira Jaising, Sr. Adv.
Mr. Shadan Farasat, AOR
Ms. Warisha Farasat, Adv.
Ms. Rudrakshi Deo, Adv.
Mr. Paras Nath Singh, Adv.

Mr. Sanjay R. Hegde, Sr. Adv.
Mr. Fuzail Ahmad Ayyubi, AOR
Mr. Pranjal Kishore, Adv.
Mr. Anas Tanwir, Adv.
Mr. Ibad Mushtaq, Adv.
Ms. Deepali Dwivedi, Adv.
Ms. Maryam Alvi, Adv.
Mr. Pushkar Sharma, Adv.

Mr. Colin Gonsalves, Sr. Adv.
Mr. Tariq Adeeb, Adv.
Ms. Mangla Verma, Adv.
Mr. Satya Mitra, AOR

For Respondents

for UOI

Mr. P.S. Narasimha, ASG

Ms. Binu Tamta, Adv.
Mr. B.V. Balaram Das, AOR
Ms. Rukmini Bobde, Adv.

State of Gujarat Ms. Hemantika Wahi, AOR
Ms. Jesal Wahi, Adv.
Ms. Vishakha, Adv.
Ms. Mamta Singh, Adv.

State of U.P. Ms. Aishwarya Bhati, AAG
Mr. Kamendra Mishra, AOR
Mr. Pradeep Misra, Adv.
Mr. Rajeev Dubey, Adv.
Ms. Vaidruti Mishra, Adv.

Mr. Aviral Saxena, Adv.
Mr. Rohit Pandey, Adv.
Mr. Sanjay Kr. Tyagi, Adv.
Mr. Adarsh Upadhyay, AOR

State of T.N. Mr. M. Yogesh Kanna, AOR
Mrs. Sujatha Bagadhi, Adv.

State of Punjab Mrs. Jaspreet Gogia, Adv.
Ms. Mandakini Singh, Adv.

State of Andhra P. Mr. Guntur Prabhakar, AOR
Ms. Prerna Singh, Adv.

State of M.P. Mr. Purushendra Kaurav, Sr. Adv.
Mr. Sunny Choudhary, Adv.
Mr. Abhimanyu Singh, Adv.

State of Tripura Mr. Shuvodeep Roy, Adv.
Mr. Rituraj Biswas, Adv.

State of Assam Mr. Shuvodeep Roy, Adv.
Mr. Sayooj Mohandas, Adv.

State of H.P. Mr. Abhinav Mukerji, AOR
Ms. Purnima Krishna, Adv.
Ms. Bihu Sharma, Adv.

State of Haryana Mr. Anil Grover, AAG
Mr. Shivam Kumar, Adv.
Mr. Sanjay Kumar Visen, Adv.

State of Sikkim Ms. Aruna Mathur, Adv.
Mr. Avneesh Arputham, Adv.
Ms. Anuradha Arputham, Adv.
Ms. Geetanjali, Adv.

State of Chhattisgarh	Mr. Atul Jha, Adv. Mr. Sandeep Jha, Adv. Mr. Dharmendra Kumar Sinha, AOR
U.T. of A&N	Ms. G. Indira, AOR Mr. K.V. Jagdishvaran, Adv.
U.T. of Puducherry	Mr. V.G. Pragasam, AOR Mr. S. Prabu Ramasubramanian, Adv. Mr. S. Manuraj, Adv.
State of Nagaland	Ms. K. Enatoli Sema, AOR Mr. Amit Kumar Singh, Adv. Mr. Z.H. Isaac Haiding, Adv. Ms. Nandini Singh, Adv.
State of Jharkhand	Mr. Tapesk Kumar Singh, AOR Mr. Mohd. Waquas, Adv. Mr. Aditya Pratap Singh, Adv.
State of Kerala	Mr. C.K. Sasi, AOR Ms. Nayantara Roy, Adv.
State of Meghalaya	Mr. Ranjan Mukherjee, AOR Mr. K.V. Kharlyngdoh, Adv. Mr. Daniel Stone Lyngdoh, Adv.
State of Bihar	Mr. Gopal Singh, AOR Mr. Manish Kumar, Adv. Mr. Kumar Milind, Adv.
State of Karnataka	Mr. V.N. Raghupathy, AOR Mr. Parikshit P. Angadi, Adv.
State of Goa	Mr. Shishir Deshpande, Adv. Ms. Ruchira Gupta, Adv. Mr. Santosh Salvador Rebello, Adv. Mr. Anurag Sharma, Adv.
State of Rajasthan	Mr. Shiv Mangal Sharma, AAG Mr. Puneet Parihar, Adv. Mr. Rohit K. Singh, AOR
State of J&K	Mr. M. Shoeb Alam, AOR Ms. Fauzia Shakil, Adv. Mr. Ujjwal Singh, Adv. Mr. Mojahid Karim Khan, Adv.
State of Uttarakhand	Mrs. D. Bharathi Reddy, AOR Ms. Rachna Gandhi, Adv.
U.T. of Chandigarh	Mr. Sangram S. Saron, Adv.

Mr. Shree Pal Singh, AOR

Ms. Sunita Sharma, Adv.
Mr. Raj Bahadur Yadav, Adv.
Mrs. Anil Katiyar, AOR

Ms. Supriya Juneja, AOR
Ms. Varsha Poddar, Adv.

Mr. B. Krishna Prasad, AOR
Mr. Nishant Ramakantrao Katneshwarkar, AOR
Mr. Subodh S. Patil, AOR
Mr. Chanchal Kumar Ganguli, AOR
Mr. Abhishek, AOR
Mr. Arjun Garg, AOR

For Applicants

Mr. P.S. Sudheer, AOR
Mr. Ayush Anand, Adv.
Mr. Santosh Kumar, Adv.
Mr. Bharat Sood, Adv.

Ms. Archana Pathak Dave, Adv.
Mr. Santosh Kumar, Adv.

Mrs. Rashmi Singhania, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Writ Petition (Civil) No. 754/2016

Learned counsel for the State of Gujarat prays for two weeks' time to file the compliance report. She is permitted to do so.

All other States, which have not filed the compliance report, shall file the same within the said period.

Needless to say, all affidavits shall be filed in this writ petition and not in the other writ petitions, so that there can be an appropriate appreciation of the steps taken by the State.

Mr. Sanjay R. Hegde, learned senior counsel

appearing for the petitioner submits that if copies of the affidavits are served on Mr. Fuzail Ahmad Ayyubi, learned counsel, he shall compile the same and also assist the Court with regard to the other steps to be taken, if necessary. We order accordingly.

Let the matter be listed on 7.9.2018.

W.P.(C) No. 764/2016, W.P.(C) No. 768/2016, W.P.(C) No. 732/2017 and W.P.(Crl.) No. 122/2017 (PIL-W)

Let these writ petitions be listed alongwith W.P.(C) No. 754/2016 on 7.9.2018.

Contempt Petition (C) No. 1986/2017

It is submitted by Ms. Indira Jaising, learned senior counsel appearing for the petitioner that despite the directions issued in the judgment dated 17.7.2018 in Writ Petition (C) No. 754/2016 (*Tehseen S. Poonawalla vs. Union of India & Ors.*) and other connected writ petitions, a terrible lynching has taken place on 24.7.2018 at Village Lalwandi, District Ramgarh, Rajasthan. Mr. Shiv Mangal Sharma, learned Additional Advocate General for the State of Rajasthan submits that appropriate action has been taken against the erring officials and he will file an affidavit of the Principal Secretary of the Department of Home, State of Rajasthan within a week hence. Needless to say, the affidavit shall deal with every aspect and clarify the position, keeping in view the assertions made and also regard being had to the directions issued in the judgment aforementioned.

Let the matter be listed on 30.8.2018.

(Deepak Guglani)
Court Master

(H.S. Parasher)
Assistant Registrar