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T.C.(C)No. 22 OF 2001  
ITEM No.301

Court No. 2

SECTION XVIA

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Transfer Case(Civil) No.22/2001

BRIJ MOHAN LAL

Petitioner (s)

VERSUS

UNION OF INDIA & ORS.

Respondent (s)

( Office Report with quarterly reports received from High Court and State Govt. for directions  
)

With

SLP(C)No.10645/2001,TC.(C)No.23/2001,T.P.(C) No.407-410/2001,  
SLP(C)No.7870/2001

Date : 30/08/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA  
HON'BLE MR. JUSTICE S.H. KAPADIA

For Petitioner (s)Mr. P.S. Narasimha,Adv.  
Mr. Ananga Bhattacharya,Adv.  
M/s PSN & Co.,Adv.

Ms. Aparna Bhat,Adv.  
Mr. P. Ramesh Kunj,Adv.

Ms. Kamini Jaiswal,Adv.  
Ms. Inklea Barooah,Adv.

Mr. Chander Shekhar Ashri,Adv.

For Respondent (s)Mr. R.Mohan,ASG  
Mr. S. Wasim A. Qadri,Adv.  
Mr. P. Parmeswaran,Adv.

State of Maharashtra:Mr. S.S. Shinde,Adv.  
Mr. Mukesh K. Giri,Adv.

State of Tripura:Mr. Anurag Sharma,Adv.  
Mr. Gopal Singh,Adv.

State of Goa:Ms. A. Subhashini,Adv.

State of Rajasthan:Mr. Aruneshwar Gupta,AAG  
Mr. Amarjit Singh Bedi,Adv.

State of Punjab:Mr. R.K. Rathore,AAG,Pb.  
Mr. C.S. Ashri,Adv.  
Mr. Kuldeep S. Malik,Adv.

High Court of Raj.Mr. A. Mariaputham,Adv.  
Ms. Aruna Mathur,Adv.  
M/s Arputham, Aruna & co.,Adv.

High Court of Orissa:Mr. Janarajan Das,Adv.  
Mr. Swetaketu Mishra,Adv.  
Ms. Moushumi Gahlot,Adv.

Govt. of Pondicherry:Mr. V.G. Pragasam,Adv.

For State (Delhi):Mr. Ashok Bhan,Adv.  
Ms. Sunita Sharma,Adv.  
Ms. Anil Katiyar,Adv.

State of Manipur:Mr. K.H. Nobin Singh,Adv.

UT of Andaman & Nicobar Mr. D.S. Mahra,Adv.  
Ms. Sunita Sharma,Adv.

High Court of M.P.Mr. Satish K. Agnihotri,Adv.  
Mr. Rohit K. Singh,Adv.  
Mr. Amit Mishra,Adv.

State of HPMr. J.S. Attri,AAG, HP

State of J & KMr. T.C. Sharma,Adv.

State of U.P.Mr. R.P. Mehrotra,Adv.  
Ms. Deepti R. Mehrotra,Adv.  
Mr. Garvesh Kabra,Adv.

State of T.N.Mr. S. Prasad,Adv.  
Mr. Gopalakrishnan,Adv.  
Mr. Abhay Kumar,Adv.  
Mr.Rahul,Adv.

State of Nagaland:Mr. U. Hazarika,Adv.  
Mr. Riku Sharma,Adv.  
Ms. Sumita Hazarika,Adv.

For Allahabad HCMr. Ashok K. Srivastava,Adv.

For Arunachal Pradesh:Mr. Anil Shrivastav,Adv.

Mr. Vijay Kumar,Adv.  
Mr. Vishwajit Singh,Adv.

State of A.P. Ms. D. Bharthi Reddy,Adv.  
Mr. R. Vikas,Adv.

State of Chhattisgarh:Ms. Supama Srivastava,Adv.  
Mr. Rajesh Srivastava,Adv.

State of Assam:Ms. Krishna Sarma,Adv.  
Mr. Niraj Kumar,Adv.  
For Corporate Law Group,Advs.

State of T.N.Mr. R. Ayyam Perumal,Adv.  
Mr. S. Vallinayagam,Adv.

Mrs Rachna Gupta,Adv.

Ms. Rachana Srivastava,Adv.

Ms. Hemantika Wahi,Adv.

Mr.V.N. Raghupathy,Adv.

Mr. Javed Mahmud Rao,Adv.

Mr. Chander Shekhar Ashri,Adv.

Mr. Annam D.N. Rao,Adv.

Mr. T.V. Ratnam,Adv.

Mr. Prashant Bhushan,Adv.

Mr. K. Ram Kumar, Adv.  
Mr. Sanjay R. Hegde, Adv.  
Mr. Ranjan Mukherjee, Adv.  
Mr. B.B. Singh, Adv.  
Mr. J.P. Dhanda, Adv.  
Mr. Ashok Mathur, Adv.  
Mr. B.S. Banthia, Adv.  
Mrs V.D. Khanna, Adv.  
Mr. Raj Kumar Mehta, Adv.  
Mr. M.N. Sharma, Adv.  
  
Mrs. Revathy Raghavan, Adv.  
  
Mr. Radha Shyam Jena, Adv.

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

It is stated by the learned Additional Solicitor General that recommendations have been made by the Union of India to the Twelfth Finance Commission for continuing the Fast Track Courts as also creation of 1500 courts of Magistrates. Let the Central Government file an appropriate affidavit in this behalf. The Central Government shall also point out by filing an affidavit as to whether said decision has been taken in respect of those States where it is not necessary to continue the Fast Track Courts or where such Fast Track Courts do not have enough work are to be abolished or can be asked to take up civil matters besides services cases. Mr. Narasimha, learned Amicus Curiae states that from the affidavit filed by the States it appears there has been substantial compliance so far as constitution of Fast Track Courts are concerned and it will be necessary to continue it. Mr. Narasimha, learned Amicus Curiae should bring the necessary facts to the notice of the Court as also the learned Additional Solicitor General. It is also submitted by Mr. Narasimha, learned Amicus Curiae that Central Government should adopt a policy decision to continue the Fast Track Courts. Put up these matters six weeks hence.

(Ganga Thakur)                      (Prem Prakash)  
PS to Registrar                      Court Master